

HOUSE BILL NO. 6055

November 07, 2024, Introduced by Reps. Tsernoglou, Andrews, McFall and Price and referred to the Committee on Elections.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending sections 305, 497, 523b, 662, 664, 668b, 720d, 720e,
720f, 720g, 720j, 759, 759a, 759e, 761d, 764c, 765a, 768, 798b,
805, 807, 813, and 829 (MCL 168.305, 168.497, 168.523b, 168.662,
168.664, 168.668b, 168.720d, 168.720e, 168.720f, 168.720g,

168.720j, 168.759, 168.759a, 168.759e, 168.761d, 168.764c, 168.765a, 168.768, 168.798b, 168.805, 168.807, 168.813, and 168.829), section 305 as amended by 2010 PA 334, section 497 as amended by 2023 PA 184, sections 523b, 720d, 720e, 720f, and 720g as added and sections 662, 668b, 765a, 768, 798b, and 805 as amended by 2023 PA 81, section 720j as amended by 2023 PA 259, section 759 as amended by 2023 PA 270, section 759a as amended by 2023 PA 193, section 759e as added by 2023 PA 86, section 761d as amended by 2023 PA 85, section 764c as amended by 2023 PA 84, and sections 813 and 829 as amended by 2018 PA 603.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 305. (1) Within 30 days after the effective date of this
2 chapter, the school district election coordinating committee for
3 each school district shall hold an initial meeting. Within 14 days
4 after convening the initial meeting, the school district election
5 coordinating committee shall file a report with the secretary of
6 state that sets forth the arrangements that are agreed upon for the
7 conduct of the school district's elections. Each school district
8 election coordinating committee member shall sign the report and
9 retain a copy.

10 (2) After filing its initial report under subsection (1) and
11 until December 31, 2012, a school district election coordinating
12 committee shall meet at 2-year intervals to review and, if
13 necessary, alter the election arrangements set forth in its
14 previous report. Beginning January 1, 2013, a school district
15 election coordinating committee shall meet at 4-year intervals or
16 earlier if determined necessary by the chairperson of the school
17 district election coordinating committee to review and, if
18 necessary, alter the election arrangements set forth in its

1 previous report. After each review, a school district election
2 coordinating committee shall either notify the secretary of state
3 in writing that its previous report is not being altered or file
4 with the secretary of state a report with the alterations. Until
5 December 31, 2012, election arrangements made by the clerks of the
6 jurisdictions participating in the school district election
7 coordinating committee meeting are binding on the participating
8 jurisdictions for at least 2 years after the report is filed, and
9 each jurisdiction continues to be bound until an altered report is
10 filed. Beginning January 1, 2013, election arrangements made by the
11 clerks of the jurisdictions participating in the school district
12 election coordinating committee meeting are binding on the
13 participating jurisdictions until an altered report is filed.

14 (3) The arrangements agreed upon by a school district election
15 coordinating committee for the conduct of the school district's
16 elections ~~shall~~**must** accomplish at least both of the following:

17 (a) If a school district election is held on the same day as
18 an election of a jurisdiction that overlaps with the school
19 district, an elector wishing to vote in both elections shall not be
20 required to vote at 2 different locations.

21 (b) If, before the filing of an initial report or of the
22 notice or altered report after its review, a city or township clerk
23 notifies the school district election coordinating committee that
24 the city or township clerk, in consultation with the city council
25 or township board, as applicable, has decided to participate in the
26 conduct of the school district's elections, the school district
27 election coordinating committee shall include that city or township
28 clerk in its initial or an altered report as the ~~person~~**individual**
29 conducting the school district's elections in the clerk's city or

1 township.

2 (4) Notwithstanding the other provisions of this chapter, if a
3 city or township is holding an election for elective office or on a
4 ballot question at the same time that a school district located in
5 whole or part in the city or township is holding an election, the
6 city or township clerk shall also conduct the school district
7 election within ~~his or her~~ **the clerk's** jurisdiction. If a city or
8 township clerk is conducting a school election under this
9 subsection, the clerk shall use the same precincts that are used
10 for state and federal elections as the precincts for the school
11 district election. If these precincts change the polling place
12 location for school district electors, the clerk shall notify those
13 school district electors of the location of the different polling
14 place. A city or township clerk with the consent of the school
15 district election coordinator may use the school election precincts
16 and polling places. A city or township clerk conducting an election
17 under this subsection may consolidate election precincts in the
18 manner provided in section 659.

19 **(5) If a school district is holding an election and that**
20 **school district is located in whole or in part in a municipality**
21 **that conducts early voting as a single municipality under section**
22 **720e, as a party to a municipal agreement under section 720f, or as**
23 **a party to a county agreement under section 720g, the school**
24 **district election coordinating committee shall designate the clerk**
25 **who is responsible for the school district election, and that clerk**
26 **may be designated in the existing school district election**
27 **coordinating committee report as the clerk responsible for the**
28 **school district election.**

29 Sec. 497. (1) An individual who is not registered to vote but

1 possesses the qualifications of an elector as provided in section
2 492 may apply for registration to the clerk of the county,
3 township, or city in which the individual resides in person, during
4 the clerk's regular business hours, or by mail or online until the
5 fifteenth day before an election.

6 (2) An individual who is not registered to vote but possesses
7 the qualifications of an elector as provided in section 492, ~~or~~ an
8 individual who is not registered to vote in the city or township in
9 which the individual is registering to vote, **or an individual who**
10 **is updating the individual's voter registration** may apply for
11 registration in person at the city or township clerk's office of
12 the city or township in which the individual resides from the
13 fourteenth day before an election and continuing through the day of
14 the election. An individual who applies to register to vote under
15 this subsection must provide to the city or township clerk proof of
16 residency in that city or township. For purposes of this
17 subsection, "proof of residency" includes, subject to subsection
18 (3), any of the following:

19 (a) An operator's or chauffeur's license issued under the
20 Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, or an
21 enhanced driver license issued under the enhanced driver license
22 and enhanced official state personal identification card act, 2008
23 PA 23, MCL 28.301 to 28.308.

24 (b) An official state personal identification card issued
25 under 1972 PA 222, MCL 28.291 to 28.300, or an enhanced official
26 state personal identification card issued under the enhanced driver
27 license and enhanced official state personal identification card
28 act, 2008 PA 23, MCL 28.301 to 28.308.

29 (3) If an applicant for voter registration under subsection

1 (2) does not have proof of residency as that term is defined in
2 subsection (2), the applicant may provide as the applicant's proof
3 of residency any other form of identification for election purposes
4 as that term is defined in section 2 and 1 of the following
5 documents that contains the applicant's name and current residence
6 address:

7 (a) A current utility bill.

8 (b) A current bank statement.

9 (c) A current paycheck, government check, or other government
10 document.

11 (4) If an applicant for voter registration under subsection
12 (2) does not have identification for election purposes, the
13 applicant may register to vote if the applicant signs an affidavit
14 indicating that the applicant does not have identification for
15 election purposes and the applicant provides 1 of the following
16 documents that contains the applicant's name and current residence
17 address:

18 (a) A current utility bill.

19 (b) A current bank statement.

20 (c) A current paycheck, government check, or other government
21 document.

22 (5) Immediately after approving a voter registration
23 application, the city or township clerk shall provide to the
24 individual registering to vote a voter registration receipt that is
25 in a form as approved by the secretary of state.

26 (6) Except as otherwise provided in sections 500a to 500e and
27 509v, an application for registration must not be executed at a
28 place other than the office of the county, township, or city clerk
29 or a public place or places designated by the clerk or deputy

1 registrar for receiving registrations, but the clerk or deputy
2 registrar may receive an application wherever the clerk or deputy
3 registrar may be. If a county, township, or city clerk does not
4 regularly keep the clerk's office open daily during certain hours,
5 the clerk is not required to be at the clerk's office for the
6 purpose of receiving applications for registration on a particular
7 day nor during specific hours of a day, except as provided in
8 section 498. If an individual registers to vote with the secretary
9 of state during the 14 days before the day of an election by mail,
10 online, or by automatic voter registration, as described in section
11 493a, the individual must be given a notice on a form developed by
12 the secretary of state informing the individual that the individual
13 is not eligible to vote in the next election unless the individual
14 applies in person at the individual's city or township clerk's
15 office as provided in subsection (2). Except as provided in
16 sections 500a to 500e, the provisions of this section relating to
17 registration apply.

18 Sec. 523b. (1) If a city or township has processed 500 or more
19 election day voter registrations in either or both of the previous
20 2 general November elections, the board of election commissioners
21 of that city or township may establish election day vote centers to
22 tabulate ballots issued to electors who register to vote or update
23 voter registration on election day. No later than 90 days before an
24 election, the board of election commissioners of a city or township
25 that establishes an election day vote center under this subsection
26 must inform the county clerk of the county in which that city or
27 township is located that an election day vote center will be
28 established in that city or township. No later than the fourth day
29 before election day, the city or township clerk of a city or

1 township that establishes an election day vote center shall post
2 notice of the establishment and location of that election day vote
3 center **in a conspicuous place in the clerk's office, and** on the
4 website of the city or township, if available. ~~, and in the clerk's~~
5 ~~office.~~

6 (2) An election day vote center operates as a polling place
7 and must have at least 3 election inspectors appointed under
8 section 674 and be located in the same building where the city or
9 township clerk provides election day registration, which includes a
10 satellite office of that city or township clerk. A political party,
11 or an incorporated organization or organized committee of
12 interested citizens as described under sections 730 and 731, may
13 have 1 challenger for every 8 election inspectors assigned to an
14 election day vote center.

15 (3) Only an elector who registers to vote or updates the
16 elector's voter registration in the city or township on election
17 day is eligible to cast a ballot at an election day vote center
18 that is located in the same building in which the elector registers
19 to vote or updates the elector's voter registration. The registered
20 elector must present to an election inspector at the election day
21 vote center the voter registration receipt issued to that elector
22 under section 497(5) by the city or township clerk on election day,
23 and must comply with all of the other requirements for an elector
24 under section 523. An election inspector in an election day vote
25 center shall do all of the following:

26 (a) Allow an elector to cast a ballot in the same manner as an
27 elector whose name is listed on the voter registration list in an
28 election day precinct.

29 (b) Enter the elector's name in the poll book approved by the

1 secretary of state for use in an election day vote center.

2 (c) Issue a ballot to the elector who shall mark the ballot
3 and deposit the ballot in the tabulator.

4 (4) A city or township clerk shall configure an election day
5 vote center with at least 1 tabulator and a corresponding poll book
6 that lists the electors issued a ballot to be cast on that
7 tabulator. The collected voter registration receipts under
8 subsection (3) serve as 1 of the required poll lists, and the list
9 of electors issued a ballot in the poll book serves as the second
10 required poll list.

11 (5) The county clerk shall program the tabulators to be used
12 in an election day vote center so that the results will be included
13 in the unofficial and official election accumulation reports that
14 are part of the election day precinct results. The number of
15 tabulators and poll books must conform to the manner in which the
16 county clerk programs tabulators for use in an election day vote
17 center.

18 (6) An elector who is in line at a city or township clerk's
19 office, including a satellite office of that city or township
20 clerk, by 8 p.m. on election day to register to vote or update a
21 voter registration must be allowed to complete the voter
22 registration transaction and be allowed to cast a ballot
23 immediately after that transaction at that city or township
24 election day vote center. The election inspectors at an election
25 day vote center must allow an elector who was issued a voter
26 registration receipt at the city or township clerk's office on
27 election day and who is in line at that election day vote center by
28 8 p.m. on election day to cast a ballot, including after 11:59 p.m.
29 on election day if necessary.

1 (7) The election inspectors at an election day vote center
2 must follow the same process required at an election day polling
3 place after the last elector in line casts a ballot.

4 Sec. 662. (1) The legislative body in each municipality shall
5 provide a suitable polling place for each precinct located in the
6 municipality for use on election day and shall provide a suitable
7 early voting site for each precinct in the municipality for each
8 election at which the municipality conducts early voting under
9 section 720e. If at any election a municipality conducts early
10 voting jointly with 1 or more other municipalities located in the
11 same county, early voting sites for that election must be provided
12 in accordance with section 720f. If at any election a county clerk
13 conducts early voting for 1 or more municipalities located in the
14 county, the board of county election commissioners of that county
15 shall provide 1 or more early voting sites for that election as
16 provided under section 720g. A publicly owned or controlled
17 building, including, but not limited to, a municipal building or
18 school building, must be used as a polling place unless it is not
19 possible or convenient to use a publicly owned or controlled
20 building as a polling place.

21 (2) The legislative body of a city or township, or a board of
22 county election commissioners as provided under section 720g, shall
23 not designate as a polling place or early voting site a building
24 that is owned or leased by an elected official, an individual who
25 is a candidate, or a person that is regulated under the Michigan
26 campaign finance act, 1976 PA 388, MCL 169.201 to 169.282. For
27 purposes of the previous sentence, "leased" means that the entire
28 building, and not just a portion of the building, is leased by an
29 elected official, an individual who is a candidate, or a person

1 that is regulated under the Michigan campaign finance act, 1976 PA
2 388, MCL 169.201 to 169.282. In addition, a building must not be
3 designated as a polling place or early voting site if a portion of
4 that building is leased by an elected official, an individual who
5 is a candidate, or a person that is regulated under the Michigan
6 campaign finance act, 1976 PA 388, MCL 169.201 to 169.282, and the
7 portion of that building leased by an elected official, an
8 individual who is a candidate, or a person that is regulated under
9 the Michigan campaign finance act, 1976 PA 388, MCL 169.201 to
10 169.282, is located within 100 feet from the entrance of the
11 polling place or early voting site located inside that building.

12 (3) Except as otherwise provided in section 4(1)(m) of article
13 II of the state constitution of 1963 for early voting, the
14 legislative body in each city or township may establish a central
15 polling place or central polling places for 6 precincts or less if
16 it is possible and convenient for the electors to vote at a central
17 polling place or at central polling places. The legislative body in
18 each city or township may abolish other polling places not required
19 as a result of the establishment of a central polling place or
20 central polling places.

21 (4) A township board may provide polling places or early
22 voting sites located within the limits of a city that has been
23 incorporated from territory formerly a part of the township, and
24 the electors of the township may cast their ballots at those
25 polling places or early voting sites. If 2 contiguous townships
26 utilize a combined township hall or other publicly owned or
27 controlled building within 1 of the township's boundaries and
28 outside of the other township's boundaries, and there is not
29 another publicly owned or controlled building available or suitable

1 for a polling place or early voting site within the other township,
2 then each township board may provide a polling place or early
3 voting site in that publicly owned building for 1 or more election
4 precinct.

5 (5) A city or township, or a county as provided under section
6 720g, shall not use as a polling place, early voting site, or
7 central polling place a building that does not meet the
8 requirements of this section. For early voting under sections 720a
9 to 720j, if a city or township cannot secure a building to be used
10 as a polling place or early voting site that meets the requirements
11 of this section, that city or township must enter into a municipal
12 agreement under section 720f or a county agreement under section
13 720g.

14 (6) The legislative body of a city or township, or a board of
15 county election commissioners as provided under section 720g, shall
16 not establish, move, or abolish a polling place, early voting site,
17 or central polling place less than 60 days before an election
18 unless necessary because a polling place, early voting site, or
19 central polling place has been damaged, destroyed, or rendered
20 inaccessible or unusable as a polling place, early voting site, or
21 central polling place.

22 (7) The legislative body of a city or township, or a board of
23 county election commissioners as provided under section 720g, shall
24 ensure that a polling place, early voting site, or central polling
25 place established under this section is accessible and complies
26 with the voting accessibility for the elderly and handicapped act
27 and the help America vote act of 2002.

28 (8) After a polling place or early voting site is approved
29 under this section, the appropriate clerk, as provided under

1 subsections (9) and (10), must provide a notice specifying the
2 location of the polling place or early voting site to each
3 registered elector entitled to vote at that polling place or early
4 voting site. The notice requirement under this subsection applies
5 to permanent and temporary changes to polling places and early
6 voting sites, except that notice is not required if an early voting
7 site is established in addition to 1 or more early voting sites
8 that remain in effect for which notice was previously provided to
9 each elector. The notice required under this subsection must be
10 provided as follows:

11 (a) No later than 45 days before an election for a polling
12 place or early voting site established or changed by the sixtieth
13 day before an election.

14 (b) For temporary changes made to a polling place or early
15 voting site under subsection (6), no later than 21 days before an
16 election for a polling place and no later than 21 days before the
17 first day of early voting for an early voting site. In addition to
18 the notice required to each registered elector under this
19 subdivision, the appropriate clerk must post a sign indicating the
20 new polling place location or early voting site at the location of
21 the former polling place location or early voting site.

22 (9) After a polling place is approved under this section, the
23 city or township clerk of the city or township approving the
24 polling place must provide the notice required under subsection (8)
25 by either of the following methods:

26 (a) Updating and sending the voter identification card issued
27 under section 499.

28 (b) Sending a separate notice by mail or other method designed
29 to provide actual notice to the registered elector.

1 (10) After an early voting site is approved under this
2 section, the appropriate clerk must provide the notice required
3 under subsection (8) by sending a separate notice by mail or other
4 method designed to provide actual notice to the registered elector,
5 and must not provide the notice by updating the voter
6 identification card issued under section 499. In addition to
7 identifying the location of the early voting site, the separate
8 notice sent under this subsection must provide the hours of
9 operation of the early voting site for each day early voting is
10 offered. The notice under this subsection must be provided as
11 follows:

12 (a) For early voting conducted under section 720e, by the
13 clerk of the municipality approving the early voting site.

14 (b) For early voting conducted under section 720f, by the
15 clerk of each municipality that is a party to the municipal
16 agreement, or as otherwise provided by the municipal agreement.

17 (c) For early voting conducted under section 720g, by the
18 clerk of the county where the early voting site is located or by
19 the clerk of each municipality that is a party to the county
20 agreement.

21 **(11) In addition to the requirements under subsection (10),**
22 **after an early voting site is approved under this section, and not**
23 **less than 50 days before the date of an election at which that**
24 **early voting site will be used, the clerk of each municipality**
25 **shall do both of the following:**

26 (a) **Notify the bureau of elections regarding the days, hours,**
27 **and location of that early voting site.**

28 (b) **Post in a conspicuous place in the clerk's office, and on**
29 **the municipality's website, if available, the days, hours, and**

1 **location of that early voting site.**

2 (12) ~~(11)~~ For temporary changes made under subsection (6) to a
3 polling place within 20 days before an election or to an early
4 voting site within 20 days before the start of early voting, the
5 appropriate clerk must provide notice in all of the following ways:

6 (a) By posting a sign indicating the new polling place
7 location or early voting site at the location of the former polling
8 place location or early voting site.

9 (b) By posting the new polling place location or early voting
10 site on the website of the municipality or county, as applicable.

11 (c) By posting the new polling place location or early voting
12 site on the department of state's website.

13 (13) ~~(12)~~ As used in this section:

14 (a) "Accessible" means the removal or modification of
15 policies, practices, and procedures that deny an individual with a
16 disability the opportunity to vote, including the removal of
17 physical barriers as identified in section 261(b) of the help
18 America vote act of 2002, 52 USC 21021, so as to ensure individuals
19 with disabilities the opportunity to participate in elections in
20 this state.

21 (b) "Candidate" means that term as defined in section 3 of the
22 Michigan campaign finance act, 1976 PA 388, MCL 169.203.

23 (c) "Early voting site" means that term as described in
24 section 4(1)(m) of article II of the state constitution of 1963.

25 Sec. 664. On the inside of ~~said the~~ railing, the ~~said~~ officers
26 shall cause 1 or more booths or temporary rooms to be erected. ~~At~~
27 ~~least 1 such booth shall~~ **A sufficient number of booths, as**
28 **determined by the clerk, must** be provided at each polling place.
29 ~~and not less than 1 for each 100 persons entitled to vote thereat,~~

1 ~~as shown by the registration book of the precinct. Each such booth~~
 2 ~~shall **must** be built with walls not less than 6 feet high and in~~
 3 ~~such manner that the ~~person~~**individual** preparing his ~~a~~ ballot shall~~
 4 ~~be ~~is~~ concealed from all other ~~persons~~**individuals**. In each booth~~
 5 ~~there shall **must** be provided a shelf of sufficient size with a~~
 6 ~~smooth surface on which ballots may be placed to be marked.~~

7 Sec. 668b. (1) Each city or township shall use the electronic
 8 poll book software developed, acquired, or approved by the bureau
 9 of elections in each election precinct in the city or township on
 10 election day to process voters and generate election precinct
 11 reports.

12 (2) Except as otherwise provided in subsection (3), **and**
 13 **subject to subsection (4)**, after 4 p.m. on the day before an
 14 election, each city or township clerk shall download the electronic
 15 poll book software from the qualified voter file software.

16 (3) ~~In~~**Subject to subsection (4)**, in a city or township with
 17 more than 50 election precincts, the city or township clerk may
 18 begin downloading the electronic poll book software from the
 19 qualified voter file software after 2 p.m. on the Saturday before
 20 an election. ~~If~~**Subject to subsection (4)**, **if** a city or township
 21 clerk downloads the electronic poll book software from the
 22 qualified voter file software before 4 p.m. on the day before an
 23 election as provided in this subsection, the city or township clerk
 24 must provide a supplemental absent voter list to each election
 25 precinct before the polls open on election day that captures any
 26 absent voter activity in the city or township between 2 p.m. on the
 27 Saturday before the election and 4 p.m. on the Monday before the
 28 election.

29 (4) **If the electronic poll book software as described in**

1 subsection (1) has live connectivity to the qualified voter file
2 software at a polling place or early voting site, the electronic
3 poll book software with live connectivity must be used to process
4 voters and to generate election precinct reports, and the
5 electronic poll book software downloaded as required by subsection
6 (2) or (3), or a paper copy of the downloaded electronic poll book
7 software, serves as a backup.

8 Sec. 720d. (1) Each municipality shall administer early voting
9 under 1 of the following provisions:

10 (a) Conduct early voting as a single municipality separate
11 from any other municipality as provided under section 720e.

12 (b) Enter into a municipal agreement and jointly conduct early
13 voting with 1 or more other municipalities located in the same
14 county as provided under section 720f.

15 (c) Enter into a county agreement and authorize the county
16 clerk of the county in which that municipality is located to
17 conduct early voting for 1 or more municipalities located in that
18 county, with the assistance of, and in consultation with, the clerk
19 of each municipality that is a party to the county agreement as
20 provided under section 720g.

21 (2) Subject to subsection (4), no later than 155 days before
22 the first regularly scheduled statewide or federal election in an
23 even numbered year, the clerk of each county shall notify the clerk
24 of each municipality in that county regarding whether the county
25 clerk intends to conduct early voting through a county agreement.
26 No later than 150 days before the first regularly scheduled
27 statewide or federal election in an even numbered year, the clerk
28 of each municipality shall notify the county clerk of the county in
29 which that municipality is located regarding whether the

1 municipality intends to enter into a municipal agreement or a
2 county agreement, or whether the municipality intends to conduct
3 early voting as a single municipality separate from any other
4 municipality.

5 (3) Subject to subsection (4), no later than 125 days before
6 the first regularly scheduled statewide or federal election to be
7 held in an even numbered year, the municipal clerks entering into a
8 municipal agreement, and the municipal clerks and county clerk of
9 each county entering into a county agreement, must finalize and
10 sign those agreements. No later than 90 days before a special
11 statewide or federal election, the municipal clerks entering into a
12 municipal agreement, and the municipal clerks and county clerk of
13 each county entering into a county agreement, must finalize and
14 sign those agreements.

15 (4) Notwithstanding subsections (2) and (3), a municipality
16 that conducts early voting as a single municipality under section
17 720e for a presidential primary election may, no later than April
18 15 of the year in which that presidential primary election is held,
19 enter into a municipal agreement under section 720f or a county
20 agreement under section 720g for the remaining statewide and
21 federal elections to be held in that year and the following year,
22 and for any other elections included in the municipal agreement or
23 county agreement. The municipal agreement or county agreement
24 entered into under this subsection may be a new agreement, or an
25 amendment to an existing agreement that was in effect for the
26 presidential primary election if all of the parties to the
27 agreement agree to the amendment.

28 **(5) Notwithstanding subsections (2) and (3), a municipality**
29 **that was a party to a municipal agreement under section 720f or a**

1 county agreement under section 720g for the presidential primary
 2 election may, no later than April 15 of the year in which the
 3 presidential primary election is held, withdraw from that agreement
 4 and enter into a different municipal agreement under section 720f
 5 or county agreement under section 720g for the remaining statewide
 6 and federal elections to be held in that year and the following
 7 year, and for any other elections included in the municipal
 8 agreement or county agreement. A municipal agreement or county
 9 agreement entered into under this subsection may be a new
 10 agreement, or an amendment to an existing agreement that was in
 11 effect for the presidential primary election if all of the parties
 12 to that agreement agree to the amendment.

13 Sec. 720e. (1) The clerk of a municipality that does not enter
 14 into a municipal agreement or county agreement for conducting early
 15 voting is responsible for administering early voting in that
 16 municipality.

17 (2) Each early voting site for a municipality described in
 18 subsection (1) must be designated in the same manner as polling
 19 places are designated in section 662. Each elector registered in
 20 the municipality ~~may engage in early voting at any~~ **must be served**
 21 **by 1 or more** early voting ~~site~~ **sites** in that municipality.

22 (3) The board of election commissioners of a municipality
 23 described in subsection (1) shall, in accordance with section 674,
 24 appoint election inspectors for each early voting site in that
 25 municipality.

26 (4) For each federal and statewide election, each municipality
 27 described in subsection (1) must have 1 or more early voting sites.
 28 In addition, the clerk of the municipality described in subsection
 29 (1) may set additional hours for early voting on any of the

1 required 9 consecutive days of early voting as described in section
2 720b.

3 (5) The clerk of a municipality described in subsection (1)
4 may also offer early voting on additional days beyond the required
5 9 consecutive days as described in section 720b. The clerk of the
6 municipality may set the hours for those additional days of early
7 voting without regard to the hours on the required 9 consecutive
8 days of early voting described in section 720b. Additional days of
9 early voting as described in this subsection must take place on or
10 after the twenty-ninth day before an election.

11 (6) The legislative body of a municipality described in
12 subsection (1) may adopt a resolution to conduct early voting in an
13 election held in that municipality that is not a statewide or
14 federal election, and early voting for that election must be
15 conducted under the requirements of this section, except that the
16 required 9 consecutive days of early voting beginning on the second
17 Saturday before the election and ending on the Sunday before the
18 election, and the required minimum of 8 hours of early voting each
19 day, do not apply.

20 (7) If a municipality has 250 or more precincts, each ballot
21 form that contains identical offices and names may be considered a
22 separate precinct for purposes of early voting.

23 Sec. 720f. (1) The secretary of state shall prescribe the
24 provisions that must be included in a municipal agreement. The
25 provisions must include, at a minimum, all of the following:

26 (a) The name of each municipality that is a party to the
27 agreement.

28 (b) The number of precincts in each participating
29 municipality.

1 (c) The name of the coordinator who will organize and monitor
2 the administrative requirements of early voting for the
3 participating municipalities.

4 (d) The process for approving early voting sites, in
5 accordance with section 662, by 1 or more legislative bodies of the
6 participating municipalities.

7 (e) The board of election commissioners of the participating
8 municipalities that will appoint, pursuant to section 674, the
9 election inspectors for each early voting site.

10 (f) The process for approving early voting hours for the
11 required 9 consecutive days of early voting, and the process for
12 approving any additional days and hours of early voting.

13 (g) The communication strategy for informing electors of the
14 opportunity for early voting, and for publicizing each early voting
15 site, along with the dates and hours of operation of each early
16 voting site.

17 (h) The process to ensure that the secretary of state has the
18 information necessary to include the location, along with the dates
19 and hours of operation, of each early voting site on the department
20 of state's website.

21 (i) The process for developing the early voting budget and
22 cost sharing procedures.

23 (j) The process for determining the number of tabulators and
24 early voting poll books that are necessary at each early voting
25 site and the name of each municipality that will provide those
26 tabulators and early voting poll books.

27 (k) The name of the board of election commissioners that will
28 conduct testing of the electronic voting equipment.

29 (l) The name of the clerk who ~~shall download~~ **is responsible for**

1 **ensuring** the early voting poll book **is available**.

2 (m) The supervision and staffing of each early voting site on
3 each day of early voting.

4 (n) Information on how a receiving board or group of election
5 inspectors will be appointed to canvass the early vote returns on
6 election day and report early voting results to the county clerk.

7 (o) The process for a participating municipality to withdraw
8 from the agreement.

9 (2) The clerks of the municipalities that are participating in
10 a municipal agreement shall appoint a coordinator to organize and
11 monitor the administrative requirements of early voting. The
12 coordinator must be a clerk, or a member of the clerk's staff, of a
13 municipality that is a party to the agreement. The coordinator
14 shall provide oversight to ensure sufficient resources are
15 available and are timely dispatched to each early voting site. The
16 coordinator shall develop the early voting plan and the early
17 voting budget for each election.

18 (3) The clerks of the municipalities that are participating in
19 a municipal agreement shall designate a participating municipal
20 clerk to ~~download~~ **be responsible for ensuring** the early voting poll
21 book **is available**.

22 (4) In accordance with section 662, the coordinator shall
23 submit each early voting site to the legislative body of the
24 municipality or municipalities designated by the municipal
25 agreement for approval. **Each early voting site submitted for**
26 **approval may serve all electors covered by the municipal agreement,**
27 **the electors in specific municipalities that are covered by an**
28 **early voting site, the electors of part of 1 municipality, or any**
29 **combination of these options, as long as each elector in each of**

1 **the municipalities that are a party to the agreement is served by 1**
2 **or more early voting sites.**

3 (5) A participating municipal clerk shall recruit election
4 inspectors at the request of the coordinator, or shall provide the
5 coordinator with the list of election inspectors for that clerk's
6 municipality. The board of election commissioners of a municipality
7 recruiting the election inspectors, or of any other municipality
8 that is a party to the agreement, shall, in accordance with section
9 674, appoint election inspectors for early voting.

10 (6) The clerks of the municipalities that are participating in
11 a municipal agreement shall appoint a municipal clerk to act as
12 supervisor for each day of early voting. The supervisor shall
13 operate in the same manner as a municipal clerk does for an
14 election day polling place. A supervisor may delegate the
15 supervisor's duties to a member of the supervisor's staff.

16 (7) For each federal and statewide election, ~~there must be 1~~
17 ~~or more early voting sites that are open to all the registered~~
18 ~~electors of each municipality that is a party to the municipal~~
19 ~~agreement.~~ **each elector in each of the municipalities that are a**
20 **party to the municipal agreement must be served by 1 or more early**
21 **voting sites.**

22 (8) The clerks of the municipalities that are participating in
23 a municipal agreement may also agree to jointly offer early voting
24 on additional days beyond the required 9 consecutive days as
25 described in section 720b. The clerks may set the hours for those
26 additional days of early voting without regard to the required
27 hours for early voting on the 9 consecutive days of early voting
28 described in section 720b. Additional days of early voting as
29 described in this subsection must take place on or after the

1 twenty-ninth day before an election.

2 (9) The legislative body of a municipality that is a party to
3 a municipal agreement may adopt a resolution to conduct early
4 voting in an election to be held in the municipality that is not a
5 statewide or federal election. If a municipality adopts a
6 resolution as provided in this subsection, the clerk of that
7 municipality shall conduct early voting for that election as
8 provided under section 720e.

9 (10) The legislative body of each municipality that is a party
10 to a municipal agreement may enter into an agreement to jointly
11 conduct early voting in an election that involves more than 1 of
12 the municipalities in the municipal agreement and that is not a
13 statewide or federal election. Early voting in those elections must
14 be conducted under the requirements of this section, except that
15 the required minimum of 9 consecutive days of early voting
16 beginning on the second Saturday before the election and ending on
17 the Sunday before the election, and the required minimum of 8 hours
18 of early voting each day, do not apply.

19 (11) A municipal agreement covers all statewide and federal
20 elections, and any additional elections included in the municipal
21 agreement, for at least the entire election year in which a general
22 November election is held and the year following that general
23 November election. Subject to this subsection, a municipal
24 agreement may provide that the agreement has no fixed termination
25 date. Subject to this subsection, a party to a municipal agreement
26 may withdraw from the agreement by providing at least 30 days'
27 written notice to the other parties to the agreement. A party to a
28 municipal agreement may not withdraw from the municipal agreement
29 during the period beginning 150 days before the first statewide

1 general November election in an even numbered year and ending on
2 the completion of the county canvass for that statewide general
3 November election in that even numbered year. If any municipal
4 agreement covers any election in addition to the statewide and
5 federal elections, a party to that municipal agreement may not
6 withdraw from the municipal agreement during the period beginning
7 150 days before the election covered under the municipal agreement
8 and ending on the completion of the county canvass for that
9 election. If a municipality withdraws from a municipal agreement,
10 the municipality must conduct early voting as provided under
11 section 720e.

12 **(12) No later than 60 days before an election that is covered**
13 **by a municipal agreement, the parties to the municipal agreement**
14 **may amend the name of the coordinator, the name of the clerk**
15 **responsible for the early voting poll book, the funding structure,**
16 **or, if it is included in the agreement, the days, hours, and**
17 **locations for early voting. An amendment under this subsection must**
18 **be submitted as an addendum to the original agreement, must be**
19 **signed by each municipal clerk who is a party to the agreement, and**
20 **must be submitted to the applicable county clerk and to the**
21 **secretary of state.**

22 Sec. 720g. (1) The secretary of state shall prescribe the
23 provisions that must be included in a county agreement between 1 or
24 more municipalities located in the same county and the county clerk
25 of that county authorizing the county clerk to conduct early voting
26 for each municipality that is a party to the agreement, with
27 assistance from, and in consultation with, the clerk of each
28 municipality that is a party to the agreement. The provisions must
29 include, but not be limited to, all of the following:

1 (a) The name of the county and the name of each municipality
2 involved in the agreement.

3 (b) The number of precincts in each participating
4 municipality.

5 (c) The name of the coordinator who will organize and monitor
6 the administrative requirements of early voting.

7 (d) The process for determining the number of early voting
8 sites needed, and the process for determining the location of each
9 early voting site.

10 (e) The process for approving the early voting hours for the
11 required 9 consecutive days of early voting, and the process for
12 approving any additional days and hours of early voting.

13 (f) The communication strategy for informing electors of the
14 opportunity for early voting, and for publicizing each early voting
15 site, along with the dates and hours of operation of each early
16 voting site, and which city or township is served by each early
17 voting site.

18 (g) The process to ensure that the secretary of state has the
19 information necessary to include the location, along with the dates
20 and hours of operation, of each early voting site on the department
21 of state's website.

22 (h) The process for developing the early voting budget and
23 cost sharing and chargeback procedures.

24 (i) The process for determining the number of tabulators and
25 early voting poll books that are necessary in each early voting
26 site and the name of the county or municipality that will provide
27 those tabulators and early voting poll books.

28 (j) The name of the board of election commissioners that will
29 conduct testing of the electronic voting equipment.

1 (k) The name of the clerk, either the county clerk or a
2 designated municipal clerk, who ~~shall download~~ **is responsible for**
3 **ensuring** the early voting poll book **is available**.

4 (l) The supervision and staffing of each early voting site on
5 each day of early voting.

6 (m) Information on how a receiving board or a group of
7 election inspectors will be appointed to canvass the early vote
8 returns on election day and report early voting results to the
9 county clerk.

10 (n) The process for a participating municipality or county
11 clerk to withdraw from the agreement.

12 (2) The county clerk shall appoint a coordinator to organize
13 and monitor the administrative requirements of early voting. The
14 coordinator may be the county clerk or a member of the county
15 clerk's staff, or a municipal clerk, or a member of the municipal
16 clerk's staff, that is party to the agreement. The coordinator
17 shall provide oversight to ensure sufficient resources are
18 available and are timely dispatched to each early voting site. The
19 coordinator shall develop the early voting plan, in consultation
20 with the clerks of participating municipalities to the county
21 agreement.

22 (3) The county clerk shall designate which clerk, either the
23 county clerk or a designated municipal clerk, ~~shall download~~ **is**
24 **responsible for ensuring** the early voting poll book **is available**.

25 (4) On request of the county clerk, a clerk of a participating
26 municipality shall make available, to the extent possible,
27 tabulators, early voting poll books, and ballot containers for
28 conducting early voting.

29 (5) In accordance with section 662, the county clerk, after

1 consulting the municipal clerks, shall submit each early voting
 2 site location to the board of county election commissioners for
 3 approval. Each early voting site submitted for approval may serve
 4 all electors covered by the county agreement, the electors in
 5 specific municipalities that are covered by an early voting site,
 6 the electors of 1 municipality, **the electors of part of 1**
 7 **municipality**, or any combination of these options, as long as each
 8 elector in the county is served by 1 or more early voting sites.

9 (6) A municipal clerk shall recruit election inspectors at the
 10 request of the county clerk, or shall provide the county clerk with
 11 the list of election inspectors for the clerk's municipality. The
 12 board of county election commissioners shall, in accordance with
 13 section 674, appoint election inspectors for early voting.

14 (7) The county clerk may appoint a participating municipal
 15 clerk or a member of the county clerk's staff to act as a
 16 supervisor for each day of early voting. The county clerk may
 17 appoint a different participating municipal clerk or a member of
 18 the county clerk's staff to act as a supervisor for different days
 19 of early voting. The supervisor shall operate in the same manner as
 20 a municipal clerk does for an election day polling place. A
 21 supervisor may delegate the supervisor's duties to a member of the
 22 supervisor's staff.

23 (8) For each federal and statewide election, ~~there must be 1~~
 24 ~~or more early voting sites that are open to all the registered~~
 25 ~~electors of each municipality that is a party to the county~~
 26 ~~agreement.~~ **each elector in each of the municipalities that are a**
 27 **party to the county agreement must be served by 1 or more early**
 28 **voting sites.**

29 (9) The county clerk may also offer early voting on additional

1 days beyond the required 9 consecutive days as described in section
2 720b. The county clerk may set the hours for those additional days
3 of early voting without regard to the required hours for early
4 voting on the 9 consecutive days of early voting described in
5 section 720b. Additional days of early voting as described in this
6 subsection must take place on or after the twenty-ninth day before
7 an election.

8 (10) The legislative body of a municipality that is party to a
9 county agreement may adopt a resolution to conduct early voting in
10 an election to be held in the municipality that is not a statewide
11 or federal election. If a municipality adopts a resolution as
12 provided in this subsection, the clerk of that municipality may
13 conduct early voting for that election as provided under section
14 720e.

15 (11) A county clerk and the legislative body of 1 or more
16 municipalities may enter into an agreement for the county clerk to
17 conduct early voting in an election that is not a statewide or
18 federal election. This section does not preclude a county clerk and
19 a municipality from entering into an agreement for the county clerk
20 to conduct early voting for an election in the municipality that is
21 not a statewide or federal election. Early voting in those
22 elections must be conducted under the requirements of this section,
23 except that the required minimum of 9 consecutive days of early
24 voting beginning on the second Saturday before the election and
25 ending on the Sunday before the election, and the required minimum
26 of 8 hours of early voting each day, do not apply.

27 (12) A county agreement covers all statewide and federal
28 elections, and any additional elections included in the county
29 agreement, for at least the entire year in which a general November

1 election is held and the year following that general November
 2 election. Subject to this subsection, a county agreement may
 3 provide that the agreement has no fixed termination date. Subject
 4 to this subsection, a party to a county agreement may withdraw from
 5 the county agreement by providing at least 30 days' written notice
 6 to the other parties to the agreement. A party to a county
 7 agreement may not withdraw from the county agreement during the
 8 period beginning ~~150~~**180** days before the first statewide general
 9 November election in an even numbered year and ending on the
 10 completion of the county canvass for that statewide general
 11 November election in that even numbered year. If any county
 12 agreement covers any election in addition to the statewide and
 13 federal elections, a party to that county agreement may not
 14 withdraw from the county agreement during the period beginning 150
 15 days before the election covered under the county agreement and
 16 ending on the completion of the county canvass for that election.
 17 **If a municipality withdraws from a county agreement, that**
 18 **municipality must conduct early voting as provided under section**
 19 **720e.**

20 (13) **If a county withdraws from a county agreement, the county**
 21 **agreement is terminated. Each municipality that was a party to the**
 22 **terminated county agreement must, within 14 days after the county**
 23 **agreement is terminated, do 1 of the following:**

24 (a) **Enter into a municipal agreement and jointly conduct early**
 25 **voting with 1 or more other municipalities located in the same**
 26 **county as provided under section 720f.**

27 (b) **Conduct early voting as provided under section 720e.**

28 (14) **No later than 60 days before an election that is covered**
 29 **by a county agreement, the parties to the county agreement may**

1 amend the name of the coordinator, the name of the clerk
2 responsible for the early voting poll book, the funding structure,
3 or, if it is included in the agreement, the days, hours, and
4 locations for early voting. An amendment under this subsection must
5 be submitted as an addendum to the original agreement, must be
6 signed by the county clerk and each municipal clerk who is a party
7 to the agreement, and must be submitted to the secretary of state.

8 Sec. 720j. (1) At each early voting site, ballots must be cast
9 using electronic tabulating equipment authorized to be used on
10 election day or specifically authorized for early voting in the
11 county where the early voting site is located.

12 (2) The clerk of the county where an early voting site is
13 located shall prepare and provide to each municipal clerk or early
14 voting site coordinator, as appropriate, both of the following:

15 (a) Programming for the electronic voting equipment to be used
16 at the early voting site no later than 45 days before election day.

17 (b) Ballots to be used to test the electronic voting equipment
18 no later than 45 days before election day. The appropriate board of
19 election commissioners shall complete the preliminary and public
20 logic and accuracy testing no later than 5 days before the start of
21 early voting in accordance with the requirements under section 798.

22 (3) Tabulators and early voting poll books used at each early
23 voting site must be configured in 1 of the ways set forth in this
24 section. However, the secretary of state may approve an alternate
25 configuration of tabulators and early voting poll books as long as
26 the alternate configuration produces an accurate poll list of the
27 voters who cast ballots and balances the number of voters casting a
28 ballot at the early voting site with the number of ballots cast. A
29 municipal clerk, or the coordinator of a municipal agreement, shall

1 select a configuration set or sets under subsection (4) or (5), as
2 applicable, and inform the county clerk of the selection no later
3 than 90 days before an election. Under a county agreement, the
4 county clerk, after consulting with the participating municipal
5 clerks, shall select the configuration set or sets under subsection
6 (6) no later than 90 days before an election. Subsections (4), (5),
7 and (6) describe the configuration sets that are options for early
8 voting sites, with each configuration set having at least 1
9 tabulator and an early voting poll book containing a list of
10 registered electors corresponding to the precincts programmed on
11 the tabulator. A county clerk shall program the tabulators to
12 adhere to the configuration set or sets selected for each early
13 voting site. Each early voting site must have the number of
14 tabulators and early voting poll books as required by the selected
15 configuration set or sets.

16 (4) If a municipal clerk is conducting early voting as a
17 municipality under section 720e, the municipal clerk shall provide
18 for each early voting site either of the following configuration
19 sets:

20 (a) A single configuration set programmed to tabulate ballots
21 for all of the precincts in the municipality.

22 (b) Multiple configuration sets, with each configuration set
23 programmed to tabulate ballots for a unique set of precincts in the
24 municipality. Each precinct in the municipality must appear on only
25 1 configuration set at an early voting site.

26 (5) If municipalities are parties to a municipal agreement,
27 the municipal agreement must provide for each early voting site to
28 have either of the following configuration sets:

29 (a) A single configuration set programmed to tabulate ballots

1 for all of the precincts of each municipality covered by the
2 municipal agreement.

3 (b) Multiple configuration sets, with each tabulator
4 programmed to tabulate ballots for 1 or more municipalities covered
5 by the municipal agreement. Each precinct in each of the
6 municipalities must appear on only 1 configuration set in an early
7 voting site.

8 (6) If 1 or more municipalities are parties to a county
9 agreement, the county agreement must provide for each early voting
10 site to have either of the following configuration sets:

11 (a) For an early voting site covering the entire county, in
12 the same manner as an early voting site of a municipality
13 conducting early voting as a municipality under section 720e.

14 (b) For an early voting site covering less than the entire
15 county, in the same manner as an early voting site for
16 municipalities that are parties to a municipal agreement under
17 section 720f.

18 (7) The early voting poll book must be updated before early
19 voting starts each day to reflect new registered electors, absent
20 voter ballots received, and ballots cast at early voting sites
21 since the last update.

22 (8) After the close of the first day of early voting, the
23 board of election inspectors shall do all of the following at each
24 early voting site:

25 (a) Verify that the number of ballots tabulated equals the **sum**
26 **of the** number of electors identified in the early voting poll book
27 as having been issued ballots at the early voting site that day **and**
28 **the number of absent voter ballots brought to the early voting site**
29 **to be tabulated as early voting ballots that day,** and note the

1 reason for any discrepancy in the poll book.

2 (b) Remove the voted ballots from the tabulator bin and seal
3 the ballots, along with any spoiled ballots, and the early voting
4 poll book in a ballot container in the same manner as ballots are
5 sealed on election day and in accordance with section 806a.

6 (c) Record the seal number on the ballot container certificate
7 in accordance with section 806a.

8 (d) Record the seal number in the poll book.

9 (e) Print a poll list from the early voting poll book of the
10 electors who voted at the early voting site that day and add it to
11 the paper poll book.

12 (f) Report the number on the public counter on the tabulator
13 at the end of the day and at the beginning of the day in the poll
14 book.

15 (g) Secure each tabulator used at the early voting site in a
16 locked room.

17 (h) Lock the room in which the early voting site is located.

18 (9) After the close of each subsequent day of early voting
19 after the first day of early voting, the board of election
20 inspectors shall follow the same procedure as provided in
21 subsection (8), except that on subsequent days the board of
22 election inspectors may either place the current day's ballots in
23 an unused ballot container and seal the ballots in the same manner
24 as ballots are sealed on election day or may add the current day's
25 ballots to a ballot container that was used for the previous day of
26 early voting. If the board of election inspectors elects to add the
27 current day's ballots to a ballot container that was used for the
28 previous day of early voting, the seal on the previous day's ballot
29 container must be removed, the current day's ballots and the seal

1 removed by the election inspectors must be added to the ballot
 2 container, the ballot container must be resealed, and the new seal
 3 number must be recorded on the ballot container certificate and in
 4 the poll book. If a ballot container becomes too full to add
 5 additional ballots, the election inspectors must use 1 or more
 6 additional ballot containers and label the ballot container
 7 certificates sequentially.

8 (10) During the required early voting period, the municipal
 9 clerk or the early voting site supervisor, as appropriate, shall
 10 take all necessary steps to secure the electronic voting equipment,
 11 ballot containers, blank ballots, and other election materials
 12 after the close of early voting each day until the opening of early
 13 voting on the following day, in accordance with guidance provided
 14 by the secretary of state. After the last day of early voting, the
 15 municipal clerk or the early voting site supervisor, as
 16 appropriate, shall deliver the electronic voting equipment, each
 17 ballot container, the blank ballots, and other election materials
 18 to the clerk who will oversee the closing of the election after the
 19 polls close on election day. No later than the Friday before
 20 election day, each municipal clerk shall post **either in a**
 21 **conspicuous place in the clerk's office or** on the municipality's
 22 website, **or post both in the clerk's office and on the**
 23 **municipality's website**, the location where the precinct canvass of
 24 early votes for that municipality will take place, ~~and the time the~~
 25 ~~precinct canvass will begin.~~ **if the location of the canvass is**
 26 **different from the location of the early voting site.**

27 (11) After the polls close on election day, the precinct
 28 election inspectors shall do all of the following:

29 (a) Canvass the vote as provided in sections 801 to 810.

1 (b) Generate the totals or summary tape and make results
2 available to those present.

3 (c) Complete the statements of results, the ballot summary,
4 and the certificate of election inspectors.

5 (d) If a ballot container is opened during the canvass, reseal
6 the ballot container and record the seal number on the ballot
7 container certificate and in the poll book.

8 (e) Use the write-in report produced by the tabulator or the
9 write-in votes indicated on ballots to tally the early voting
10 write-in votes.

11 (12) The county clerk shall report early voting results as a
12 separate category distinct from categories required under section
13 ~~765a(1)~~ **798b(1)** and shall add these results to the total results
14 for each precinct, except for a municipality with 250 or more
15 precincts that chooses to use a ballot form that contains identical
16 offices and names as the precincts for early voting.

17 (13) If, during the county canvass of the votes, it is
18 necessary to retabulate ballots from a precinct, and any ballots
19 from that precinct are sealed in 1 or more ballot containers from
20 an early voting site that contain ballots from multiple precincts,
21 each necessary ballot container must be opened and the ballots
22 sorted by precinct so that the ballots needing to be retabulated
23 can be identified and segregated. The sorting must be done at the
24 canvass. Similarly, if there is a recount of a precinct and any
25 ballots from that precinct are sealed in 1 or more ballot
26 containers from an early voting site that contain ballots from
27 multiple precincts, each ballot container must be opened and the
28 ballots sorted by precinct as described in this subsection so that
29 the ballots subject to the recount can be identified and

1 segregated.

2 **(14) If a municipality crosses county lines and the**
 3 **municipality is part of a county agreement under section 720g, the**
 4 **county that provided early voting for that municipality shall**
 5 **conduct the canvass, certify that county's portion of the canvass,**
 6 **and transmit the results of the municipality's canvass to the**
 7 **county that did not provide early voting. The county that did not**
 8 **provide early voting shall certify its portion of the canvassed**
 9 **results for the municipality.**

10 **(15) ~~(14)~~—**Early voting results must not be generated or
 11 reported until after 8 p.m. on election day. An individual shall
 12 not intentionally disclose an election result from an early voting
 13 site before 8 p.m. on election day. An individual who violates this
 14 subsection is guilty of a felony.

15 Sec. 759. (1) A registered elector may apply for an absent
 16 voter ballot in any of the following ways:

17 (a) By a written request signed by the elector.

18 (b) On an absent voter ballot application form as provided for
 19 in this section.

20 (c) On a federal postcard application.

21 (d) Using an online absent voter ballot application as
 22 provided by the secretary of state.

23 (2) A registered elector may submit an absent voter ballot
 24 application in any of the following ways:

25 (a) By mail or email to the clerk of the city or township in
 26 which the elector resides.

27 (b) By using the online absent voter ballot application as
 28 provided by the secretary of state.

29 (c) Until 4 p.m. on the day before election day, in person to

1 the clerk of the city or township in which the elector resides.

2 (d) On election day, in person until 8 p.m. to the clerk of
3 the city or township in which the elector resides, but only if the
4 elector is registering to vote or updating the elector's voter
5 registration address. An elector who submits an absent voter ballot
6 application under this subdivision must complete the elector's
7 absent voter ballot in the city or township clerk's office.

8 (3) An elector must sign the absent voter ballot application.
9 The digital image of an elector's signature from a Michigan driver
10 license or official Michigan personal identification card record,
11 or an electronic image of an elector's physical signature, is an
12 acceptable signature for the absent voter ballot application. An
13 absent voter ballot application that is submitted and missing a
14 signature is subject to the requirements of sections 761 and 766a.

15 (4) An absent voter ballot application ~~submitted before a~~
16 ~~primary election may be for either that primary election only, or~~
17 ~~for that primary election and for each election that follows the~~
18 ~~primary election in that year. An absent voter ballot application~~
19 ~~submitted before a presidential primary election may be for that~~
20 ~~presidential primary election only, or for that presidential~~
21 ~~primary election and for each election that follows the~~
22 ~~presidential primary election~~ **any election, certain elections, or**
23 **all elections** in that **calendar** year.

24 (5) A registered elector has the right to have an absent voter
25 ballot sent to that elector before each election by submitting a
26 single, signed absent voter ballot application that covers all
27 future elections. **If the absent voter ballot application described**
28 **in this subsection is created by the secretary of state or a city**
29 **or township clerk, that absent voter ballot application must be in**

1 **substantially the same form as the absent voter ballot application**
 2 **provided in subsection (7).**

3 (6) An individual may submit a voter registration application
 4 and an absent voter ballot application at the same time.
 5 Immediately after the voter registration application for that
 6 individual is approved, the clerk must verify the absent voter
 7 ballot application and issue an absent voter ballot to that
 8 individual as provided under section 761. An individual who submits
 9 a voter registration application and an absent voter ballot
 10 application at the same time and in person on the day of an
 11 election must vote the absent voter ballot at the city or township
 12 clerk's office.

13 (7) The clerk of a city or township shall have absent voter
 14 ballot application forms available in the clerk's office at all
 15 times. The clerk of a city or township shall provide an absent
 16 voter ballot application form to an individual on a verbal or
 17 written request and provide the application to the individual in
 18 person, electronically, or by United States mail, postage prepaid
 19 with a postage prepaid return envelope, as requested by the
 20 individual. In addition, the secretary of state, or any county,
 21 city, or township clerk, may provide an absent voter ballot
 22 application to a registered elector in person, electronically, or
 23 by United States mail, with prepaid return postage, without a
 24 request from that registered elector. The absent voter ballot
 25 application must be in substantially the following form:

26 "Application for absent voter ballot for:

27 [] The primary election to be held on _____
 28 (Date).

29 [] The election to be held on _____ (Date).

1 [] All future elections. Automatically send me an absent
2 voter ballot for each election.

3 (Check applicable election or elections)

4 I, , am a United States
5 citizen and a registered elector of the township of or
6 of the city of , in the county
7 of and state of Michigan, and I
8 apply for an absent voter ballot to be voted by me at the election
9 or elections as requested in this application.

10 Send my absent voter ballot to me at the following address:

11

12 (Street No. or R.R. or Designated Address)

13

14 (Post Office) (State) (Zip Code)

15 My registration address is

16 (Street No. or R.R. or Participant

17 Identification Number)

18

19 (Post Office) (State) (Zip Code)

20 Telephone number:

21 Email address:

22 Date.....

23 I certify that I am a United States citizen and that
24 the statements in this absent voter ballot application
25 are true.

26

27 (Signature)

28 WARNING

29

1 You must be a United States citizen to vote. If you are not a
2 United States citizen, you will not be issued an absent voter
3 ballot.

4 An individual making a false statement in this absent voter
5 ballot application is guilty of a misdemeanor. It is a violation of
6 Michigan election law for an individual other than those listed in
7 the instructions to return, offer to return, agree to return, or
8 solicit to return your absent voter ballot application to the
9 clerk. An assistant authorized by the clerk who receives absent
10 voter ballot applications at a location other than the clerk's
11 office must have credentials signed by the clerk. Ask to see the
12 individual's credentials before entrusting your application with an
13 individual claiming to have the clerk's authorization to return
14 your application.

15 Certificate of Authorized Registered
16 Elector Returning Absent Voter
17 Ballot Application

18 I certify that my name is and my address
19 is ; that I am delivering the absent voter
20 ballot application of at the applicant's
21 request; that I did not solicit or request to return the
22 application; that I have not made any markings on the application;
23 that I have not altered the application in any way; that I have not
24 influenced the applicant; and that I am aware that a false
25 statement in this certificate is a violation of Michigan election
26 law.

27 _____ _____
28 (Date) (Signature)"

29 (8) The following instructions for an applicant for an absent

1 voter ballot must be included with each application furnished an
2 applicant:

3 INSTRUCTIONS FOR APPLICANTS FOR ABSENT VOTER BALLOTS

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

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

9 (a) Place the application in the postage prepaid return
10 envelope provided by the clerk and addressed to the clerk, or place
11 the application in another envelope that is addressed to the
12 appropriate clerk and place the necessary postage on that return
13 envelope, and deposit the return envelope in the United States mail
14 or with another postal service, express mail service, parcel post
15 service, or common carrier.

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

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

23 (d) If an applicant cannot return the application in any of
24 the above methods, the applicant may select any registered elector
25 to return the application. The individual returning the application
26 must sign and return the certificate at the bottom of the
27 application.

28 (e) If the applicant applies using the online absent voter
29 ballot application as provided by the secretary of state, send the

1 application electronically through the qualified voter file to the
2 appropriate city or township clerk for processing.

3 (9) For a presidential primary election, the secretary of
4 state shall revise the absent voter ballot application form
5 described in subsection (7) to require that a presidential primary
6 elector indicate a political party ballot selection when requesting
7 an absent voter ballot and provide a separate form for a
8 presidential primary elector who has previously applied for an
9 absent voter ballot to indicate or change a political party ballot
10 selection.

11 (10) An elector may request delivery of the elector's absent
12 voter ballot to an address that is not the elector's registration
13 address. In addition, an elector may request delivery of the
14 elector's absent voter ballot to a post office box if the post
15 office box is where the absent voter normally receives personal
16 mail, and the elector does not receive mail at the elector's
17 registration address.

18 (11) An individual shall not be in possession of a signed
19 absent voter ballot application except for the applicant, a member
20 of the applicant's immediate family, an individual residing in the
21 applicant's household, an individual whose job normally includes
22 the handling of mail, but only during the course of the
23 individual's employment, a registered elector requested by the
24 applicant to return the application, or a clerk, assistant of the
25 clerk, or other authorized election official. A registered elector
26 who is requested by the applicant to return the applicant's absent
27 voter ballot application shall sign the certificate on the absent
28 voter ballot application.

29 (12) An individual who prints and distributes absent voter

1 ballot applications shall print on the application the warning,
2 certificate of authorized registered elector returning absent voter
3 ballot application, and instructions required by this section.

4 (13) An individual who makes a false statement in an absent
5 voter ballot application is guilty of a misdemeanor. An individual
6 who forges a signature on an absent voter ballot application is
7 guilty of a felony. An individual who is not authorized in this act
8 and who both distributes absent voter ballot applications to absent
9 voters and returns those absent voter ballot applications to a
10 clerk or assistant of the clerk is guilty of a misdemeanor.

11 (14) The absent voter ballot application of an elector who is
12 a program participant, as that term is defined in section 3 of the
13 address confidentiality program act, 2020 PA 301, MCL 780.853, is
14 confidential and not subject to disclosure under the freedom of
15 information act, 1976 PA 442, MCL 15.231 to 15.246.

16 (15) The secretary of state shall provide and maintain an
17 online absent voter ballot application that allows a qualified and
18 registered elector to request an absent voter ballot for an
19 election occurring in that elector's city or township. The online
20 absent voter ballot application must be in substantially the same
21 form as the absent voter ballot application provided under
22 subsection (7).

23 (16) The online absent voter ballot application provided and
24 maintained by the secretary of state under subsection (15) must
25 provide an opportunity for an elector to use the elector's stored
26 digital signature on file with the secretary of state on the online
27 absent voter ballot application. In order to allow an elector to
28 use the elector's stored digital signature, the online absent voter
29 ballot application must verify the elector's identity and

1 registration status by requesting the elector's name, complete
2 driver license or state personal identification card number, full
3 date of birth, last 4 digits of the elector's Social Security
4 number, and eye color. A registered elector whose stored digital
5 signature is on file with the secretary of state must sign the
6 online absent voter ballot application with that stored digital
7 signature. A registered elector without a stored digital signature
8 on file with the secretary of state may provide a manual digital
9 signature by uploading a photograph of the registered elector's
10 physical handwritten signature to the online absent voter ballot
11 application. A completed online absent voter ballot application,
12 including digital signature, must be sent electronically through
13 the qualified voter file to the appropriate city or township clerk
14 for processing. An online absent voter ballot application signed
15 using a stored digital signature or manual digital signature must
16 be processed and treated identically as an absent voter ballot
17 application signed with a physical handwritten signature. As used
18 in this subsection:

19 (a) "Manual digital signature" means a digitally captured
20 image of an elector's handwritten signature.

21 (b) "Stored digital signature" means the image of a registered
22 elector's signature captured by the department of state and
23 maintained in the department of state's motor vehicle database.

24 Sec. 759a. (1) An absent uniformed services voter or an
25 overseas voter who is not registered, but possessed the
26 qualifications of an elector under section 492, may apply for
27 registration by using the federal postcard application. The
28 department of state, bureau of elections, is responsible for
29 disseminating information on the procedures for registering and

1 voting to an absent uniformed services voter and an overseas voter.

2 (2) Upon the request of an absent uniformed services voter or
3 an overseas voter, the clerk of a county, city, or township shall
4 electronically transmit a blank voter registration application or
5 blank absent voter ballot application to the voter. The clerk of a
6 county, city, or township shall accept a completed voter
7 registration application or completed absent voter ballot
8 application electronically transmitted by an absent uniformed
9 services voter or overseas voter. A voter registration application
10 or absent voter ballot application submitted by an absent uniformed
11 services voter or overseas voter must contain the signature of the
12 voter.

13 (3) A spouse or dependent of an overseas voter who is a
14 citizen of the United States, is accompanying that overseas voter,
15 and is not a qualified and registered elector anywhere else in the
16 United States, may apply for an absent voter ballot even though the
17 spouse or dependent is not a qualified elector of a city or
18 township of this state.

19 (4) An absent uniformed services voter or an overseas voter,
20 whether or not registered to vote, may apply for an absent voter
21 ballot. Upon receipt of an application for an absent voter ballot
22 under this section that complies with this act, a county, city, or
23 township clerk shall forward to the applicant the absent voter
24 ballots requested, the forms necessary for registration, and
25 instructions for completing the forms. If the ballots are not yet
26 available at the time of receipt of the application, the clerk
27 shall immediately forward to the applicant the registration forms
28 and instructions, and forward the ballots as soon as they are
29 available. If a federal postcard application or an application from

1 the official United States Department of Defense website is filed,
2 the clerk shall accept the federal postcard application or the
3 application from the official United States Department of Defense
4 website as the registration application and shall not send any
5 additional registration forms to the applicant. Subject to
6 subsection ~~(18)~~, **(20)**, if the ballots and registration forms are
7 received before the close of the polls on election day and if the
8 registration complies with the requirements of this act, the absent
9 voter ballots must be delivered to the proper election board to be
10 tabulated. If the registration does not comply with the
11 requirements of this act, the clerk shall retain the absent voter
12 ballots until the expiration of the time that the voted ballots
13 must be kept and shall then destroy the ballots without opening the
14 envelope. The clerk may retain registration forms completed under
15 this section in a separate file. The address in this state shown on
16 a registration form is the residence of the registrant.

17 (5) Not later than 45 days before an election, a county, city,
18 or township clerk shall electronically transmit or mail as
19 appropriate an absent voter ballot to each absent uniformed
20 services voter or overseas voter who applied for an absent voter
21 ballot 45 days or more before the election.

22 (6) Upon the request of an absent uniformed services voter or
23 overseas voter, the clerk of a county, city, or township shall
24 electronically transmit an absent voter ballot to the voter. Except
25 as otherwise provided in this subsection, the voter shall print the
26 absent voter ballot and return the voted ballot by mail to the
27 appropriate clerk. Subject to subsection ~~(17)~~, **(19)**, beginning
28 September 1, 2025, a member of a uniformed service on active duty,
29 by reason of being on active duty, or a member of the merchant

1 marine, by reason of service in the merchant marine, who is absent
2 from the United States and does not expect to return to the
3 residence where the member is otherwise qualified to vote before an
4 election may electronically return a voted ballot to the
5 appropriate city or township clerk to be counted under the rules
6 promulgated by the secretary of state as set forth in subsection
7 ~~(17)~~ **(19)** .

8 (7) The secretary of state shall prescribe electronic absent
9 voter ballot formats and electronic absent voter ballot
10 transmission methods. Each county, city, or township clerk shall
11 employ the prescribed electronic ballot formats to fulfill an
12 absent voter ballot request received from an absent uniformed
13 services voter or overseas voter who wishes to receive an absent
14 voter ballot through an electronic transmission. The secretary of
15 state shall establish procedures to implement the requirements in
16 this section and for the processing of a marked absent voter ballot
17 returned by an absent uniformed services voter or overseas voter
18 who obtained an absent voter ballot through an electronic
19 transmission.

20 (8) The secretary of state shall modify the printed statement
21 provided under section 761(4) and the absent voter ballot
22 instructions provided under section 764a as appropriate to
23 accommodate the procedures developed for electronically
24 transmitting an absent voter ballot to an absent uniformed services
25 voter or overseas voter. A statement must be included in the
26 certificate signed by the absent voter who obtained an absent voter
27 ballot through an electronic transmission that the secrecy of the
28 absent voter ballot may be compromised during the duplication
29 process. The absent voter ballot instructions provided to an absent

1 uniformed services voter or overseas voter must include the proper
2 procedures for returning the absent voter ballot to the appropriate
3 clerk.

4 (9) The size of a precinct must not be determined by
5 registration forms completed under this section.

6 (10) ~~An~~ **Subject to subsection (11), an** absent uniformed
7 services voter or an overseas voter who submits an absent voter
8 ballot application is eligible to vote as an absent voter in any
9 local, state, or federal election occurring in the calendar year in
10 which the election is held for that ballot requested if the absent
11 voter ballot application is received by the county, city, or
12 township clerk not later than 2 p.m. of the Saturday before the
13 election. A village clerk receiving an absent voter ballot
14 application from an absent uniformed services voter or overseas
15 voter shall transmit to the township clerk and the school district
16 election coordinators, where applicable, the necessary information
17 to enable the city or township clerk and school district election
18 coordinators to forward an absent voter ballot for each applicable
19 election in that calendar year to the absent voter. If the local
20 elections official rejects a voter registration application or
21 absent voter ballot application submitted by an absent uniformed
22 services voter or overseas voter, the election official shall
23 notify the voter of the rejection.

24 **(11) Upon receipt of an absent voter ballot application for**
25 **all future elections from an absent uniformed services voter or an**
26 **overseas voter, that voter's city or township clerk shall place the**
27 **voter on the permanent mail ballot voter list. Annually, the**
28 **secretary of state shall send a notice electronically or to the**
29 **voter's mailing address in accordance with the method of**

1 transmission requested by the absent uniformed services voter or
 2 overseas voter on the absent voter ballot application to confirm
 3 that the voter is an absent uniformed services voter or overseas
 4 voter. The voter remains an absent uniformed services voter or
 5 overseas voter and remains on the permanent mail ballot voter list
 6 if any of the following occur:

7 (a) The voter responds to the notice, confirms the voter's
 8 status as an absent uniformed services voter or overseas voter, and
 9 makes no change to the voter's address or method of transmission.

10 (b) The voter responds to the notice, confirms the voter's
 11 status as an absent uniformed services voter or overseas voter, and
 12 changes the voter's address or method of transmission.

13 (c) The notice is not returned as undeliverable.

14 (12) A voter is no longer considered an absent uniformed
 15 services voter or overseas voter and must be removed from the
 16 permanent mail ballot voter list if any of the following occur:

17 (a) The voter responds to the notice described in subsection
 18 (11) and states that the voter is no longer an absent uniformed
 19 services voter or overseas voter.

20 (b) The notice described in subsection (11) is returned as
 21 undeliverable.

22 (c) The city or township clerk otherwise determines that the
 23 voter is no longer an absent uniformed services voter or overseas
 24 voter.

25 (13) ~~(11)~~ An email address provided by an absent uniformed
 26 services voter or overseas voter for the purposes of this section
 27 is confidential and exempt from disclosure under the freedom of
 28 information act, 1976 PA 442, MCL 15.231 to 15.246.

29 (14) ~~(12)~~ Under the uniformed and overseas citizens absentee

1 voting act, the state director of elections shall approve a ballot
2 form and registration procedures for absent uniformed services
3 voters and overseas voters.

4 **(15)** ~~(13)~~—An absent uniformed services voter or an overseas
5 voter may use the federal write-in absentee ballot, in accordance
6 with the provisions of the uniformed and overseas citizens absentee
7 voting act, at a regular election or special election to vote for a
8 local, state, or federal office or on a ballot question. Except as
9 otherwise provided in this subsection, an absent uniformed services
10 voter or an overseas voter who uses the federal write-in absentee
11 ballot shall return the voter's voted federal write-in absentee
12 ballot by mail to the appropriate clerk. Subject to subsection
13 ~~(17)~~, **(19)**, beginning September 1, 2025, a member of a uniformed
14 service on active duty, by reason of being on active duty, or a
15 member of the merchant marine, by reason of service in the merchant
16 marine, who is absent from the United States and does not expect to
17 return to the residence where the member is otherwise qualified to
18 vote before an election may electronically return a voted ballot to
19 the appropriate city or township clerk to be counted under the
20 rules promulgated by the secretary of state as set forth in
21 subsection ~~(17)~~. **(19)**. The state bureau of elections shall do both
22 of the following:

23 (a) Make the ballot format for each election available to
24 absent uniformed services voters and overseas voters by email or on
25 an internet website maintained by the department of state.

26 (b) Make the ballot information, including the offices, names
27 of candidates, and ballot proposals, for each election available to
28 absent uniformed services voters and overseas voters on an internet
29 website maintained by the department of state.

1 **(16)** ~~(14)~~—The clerk of a city or township shall submit to the
2 county clerk of the county in which that city or township is
3 located a written statement no later than 45 days before each
4 election indicating whether absent voter ballots were issued to
5 absent uniformed services voters or overseas voters in compliance
6 with this section and the uniformed and overseas citizens absentee
7 voting act. The city or township clerk shall provide to the county
8 clerk a written explanation describing remedial actions taken by
9 the city or township clerk if the city or township clerk fails to
10 comply with this section and the uniformed and overseas citizens
11 absentee voting act. Not later than 42 days before each election,
12 each county clerk shall submit to the state bureau of elections a
13 written report compiled from the written statements submitted by
14 the city and township clerks. The written report must identify the
15 cities and townships that complied with the 45-day deadline under
16 this subsection, the cities and townships that did not comply with
17 the 45-day deadline under this subsection, but provided a written
18 explanation, and those cities and townships that did not comply
19 with the 45-day deadline under this subsection and that did not
20 provide a written explanation. The state bureau of elections may
21 require the clerk of a city or township that did not comply with
22 the 45-day deadline under this subsection, but provided a written
23 explanation, to provide additional information. The state bureau of
24 elections shall require the clerk of a city or township that did
25 not comply with the 45-day deadline and that did not provide a
26 written explanation to file a written explanation, describing the
27 remedial actions taken by the city or township clerk, within 1
28 business day after the state bureau of elections notifies the clerk
29 of that city or township.

1 **(17)** ~~(15)~~—For a presidential primary election, the secretary
2 of state shall prescribe procedures for contacting an elector who
3 is an absent uniformed services voter or an overseas voter, as
4 described in this section, and who is eligible to receive an absent
5 voter ballot or who applies for an absent voter ballot for the
6 presidential primary election, offering the elector the opportunity
7 to select a political party ballot for the presidential primary
8 election.

9 **(18)** ~~(16)~~—The secretary of state shall order a city or
10 township clerk to extend the ballot receipt deadline for any absent
11 voter ballots under this section that were not transmitted to an
12 absent uniformed services voter or overseas voter in compliance
13 with subsection (5). The extension must equal the total number of
14 days beyond the deadline as provided in subsection (5) that the
15 city or township clerk transmitted the requested absent voter
16 ballots. These absent voter ballots received during the extension
17 time must be counted and tabulated for the final results of the
18 election provided that the absent voter ballots are executed and
19 sent by the close of the polls on election day. The election may be
20 formally certified before the end of the extension time if the
21 number of outstanding absent voter ballots under this subsection
22 will not alter the outcome of the election.

23 **(19)** ~~(17)~~—The secretary of state shall promulgate rules that
24 establish policies and procedures for the electronic return of
25 voted ballots by eligible members. In promulgating rules that
26 establish the policies and procedures for the electronic return of
27 voted ballots by eligible members, the secretary of state shall
28 require an eligible member to use a United States Department of
29 Defense verified electronic signature, as that term is defined in

1 section 18a, so that the identity of the eligible member can be
2 verified utilizing those policies and procedures. A member who is
3 unable or unwilling to provide a United States Department of
4 Defense verified electronic signature is not eligible to
5 electronically return a voted ballot. The secretary of state shall
6 take reasonable steps to ensure the integrity and secrecy of voted
7 ballots returned electronically. The secretary of state may develop
8 and maintain a secure web portal on the secretary of state's
9 website to facilitate the electronic return of voted ballots by
10 eligible members. Only the secretary of state or the secretary of
11 state's duly authorized agent, a city or township clerk, the
12 clerk's deputy clerk, or a sworn member of the clerk's staff is
13 authorized to access the secure web portal on the secretary of
14 state's website. No later than September 1, 2025, the secretary of
15 state shall promulgate rules pursuant to the administrative
16 procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, to
17 implement this subsection. As used in this subsection, "eligible
18 member" means a member of a uniformed service on active duty or a
19 member of the merchant marine, as described in subsection (6) or
20 ~~(13)~~-(15) .

21 (20) ~~(18)~~—If the absent voter ballot return envelope
22 containing a marked absent voter ballot for an absent uniformed
23 services voter or overseas voter is postmarked on or before
24 election day and the absent voter ballot is received by mail by the
25 city or township clerk within 6 days after the election, the city
26 or township clerk shall consider that absent voter ballot timely
27 received. If the absent voter ballot return envelope containing a
28 marked absent voter ballot for an absent uniformed services voter
29 or overseas voter is received by mail by the city or township clerk

1 within 6 days after the election and the postmark on the absent
2 voter ballot return envelope is missing or unclear, the city or
3 township clerk shall deliver that absent voter ballot return
4 envelope to the clerk of the county in which the city or township
5 is located as provided in this subsection and that county clerk
6 shall determine whether that absent voter ballot was timely
7 received. Not later than the seventh day after election day, each
8 city or township clerk shall, without opening the absent voter
9 ballot return envelopes, deliver the absent voter ballots received
10 within 6 days after the election as provided under this subsection
11 to the clerk of the county in which the city or township is
12 located. If the postmark on the absent voter ballot return envelope
13 is missing or unclear, and if the county clerk determines that the
14 absent voter ballot return envelope or the voter certificate inside
15 the absent voter ballot return envelope is dated on or before
16 election day by the absent uniformed services voter or overseas
17 voter, the county clerk shall consider that absent voter ballot as
18 timely received. The absent voter ballots considered timely
19 received as provided under this subsection shall be tabulated by
20 the county clerk in a meeting of the board of county canvassers. As
21 used in this subsection, "postmark" means any type of mark applied
22 by the United States Postal Service or any delivery service to the
23 absent voter ballot return envelope, including, but not limited to,
24 a bar code or any tracking marks that indicate when a ballot was
25 mailed.

26 (21) ~~(19)~~—As used in this section:

27 (a) "Absent uniformed services voter" means any of the
28 following:

29 (i) A member of a uniformed service on active duty who, by

1 reason of being on active duty, is absent from the place of
2 residence where the member is otherwise qualified to vote.

3 (ii) A member of the merchant marine who, by reason of service
4 in the merchant marine, is absent from the place of residence where
5 the member is otherwise qualified to vote.

6 (iii) A spouse or dependent of a member referred to in
7 subparagraph (i) or (ii) who, by reason of the active duty or service
8 of the member, is absent from the place of residence where the
9 spouse or dependent is otherwise qualified to vote.

10 (b) "Member of the merchant marine" means an individual, other
11 than a member of a uniformed service or an individual employed,
12 enrolled, or maintained on the Great Lakes or the inland waterways,
13 who is either of the following:

14 (i) Employed as an officer or crew member of a vessel
15 documented under the laws of the United States, a vessel owned by
16 the United States, or a vessel of foreign-flag registry under
17 charter to or control of the United States.

18 (ii) Enrolled with the United States for employment or training
19 for employment, or maintained by the United States for emergency
20 relief service, as an officer or crew member of a vessel documented
21 under the laws of the United States, a vessel owned by the United
22 States, or a vessel of foreign-flag registry under charter to or
23 control of the United States.

24 (c) "Overseas voter" means any of the following:

25 (i) An absent uniformed services voter who, by reason of active
26 duty or service, is absent from the United States on the date of an
27 election.

28 (ii) An individual who resides outside of the United States and
29 is qualified to vote in the last place in which the individual was

1 domiciled before leaving the United States.

2 (iii) An individual who resides outside of the United States and
3 who, but for such residence outside of the United States, would be
4 qualified to vote in the last place in which the individual was
5 domiciled before leaving the United States.

6 (d) "Uniformed services" means the Army, Navy, Air Force,
7 Marine Corps, Space Force, or Coast Guard, the Commissioned Corps
8 of the Public Health Service, the Commissioned Corps of the
9 National Oceanic and Atmospheric Administration, a reserve
10 component of a uniformed service, or the Michigan National Guard as
11 that term is defined in section 105 of the Michigan military act,
12 1967 PA 150, MCL 32.505.

13 Sec. 759e. (1) Each city and township clerk shall determine
14 who that clerk's permanent mail ballot voters are and shall
15 maintain and track those permanent mail ballot voters through the
16 qualified voter file. Any registered elector may become a permanent
17 mail ballot voter. **An absent uniformed services voter or overseas**
18 **voter who submits an absent voter ballot application for all future**
19 **elections is a permanent mail ballot voter until that voter is**
20 **removed from the permanent mail ballot voter list as provided under**
21 **section 759a(12).** A permanent mail ballot voter must be issued an
22 absent voter ballot for every election. Each city and township
23 clerk shall also issue an absent voter ballot application to any
24 elector who requests an absent voter ballot application.

25 (2) Once an elector's absent voter ballot application for all
26 future elections has been verified, the elector becomes a permanent
27 mail ballot voter and the elector must be sent an absent voter
28 ballot before each election unless the application is rescinded.

29 (3) An absent voter ballot application for all future

1 elections can be rescinded only for any of the following reasons:

2 (a) The permanent mail ballot voter submits a signed request
3 to rescind the voter's application to receive an absent voter
4 ballot by mail for all future elections.

5 (b) The permanent mail ballot voter is no longer qualified to
6 vote in this state.

7 (c) The secretary of state or the appropriate city or township
8 clerk receives reliable information that the permanent mail ballot
9 voter has moved the voter's residence to another state, or has
10 moved the voter's residence within this state without updating the
11 voter's registration address.

12 (d) The permanent mail ballot voter does not vote for 6
13 consecutive years.

14 (4) The secretary of state or the appropriate city or township
15 clerk shall rescind the absent voter ballot application for all
16 future elections for a permanent mail ballot voter if the secretary
17 of state or the appropriate city or township clerk receives
18 reliable information that the permanent mail ballot voter meets 1
19 or more of the reasons described in subsection (3).

20 (5) If an absent voter ballot application for all future
21 elections is rescinded under subsection (3)(d), the city or
22 township clerk shall send the elector a notice informing the
23 elector that the elector's absent voter ballot application for all
24 future elections has been rescinded because the elector did not
25 vote for 6 consecutive years.

26 (6) A permanent mail ballot voter who changes the voter's
27 residence in this state and updates the voter's registration
28 address, or who has the voter's registration address updated,
29 continues to be a permanent mail ballot voter and the voter's

1 absent voter ballot must be sent to the voter's current
2 registration address until another address is designated by the
3 permanent mail ballot voter.

4 Sec. 761d. (1) Each city or township must have at least 1
5 absent voter ballot drop box that registered electors in the city
6 or township may use to return completed absent voter ballot
7 applications and voted absent voter ballots. If a city or township
8 has more than 15,000 registered electors, that city or township
9 must have at least 1 absent voter ballot drop box for every 15,000
10 registered electors in the city or township. In determining the
11 number of registered electors in a city or township under this
12 subsection, the city or township must use the number of registered
13 electors that are in the city or township 150 days before the date
14 of the election at which the absent voter ballot drop boxes are to
15 be used.

16 (2) The secretary of state shall facilitate the procurement
17 and distribution of absent voter ballot drop boxes that can be used
18 by a city or township to meet the requirements under subsection
19 (1). If the clerk of a city or township applies to the secretary of
20 state for 1 or more absent voter ballot drop boxes to meet the
21 requirements under subsection (1), the secretary of state shall
22 facilitate the procurement and distribution of the absent voter
23 ballot drop boxes at no cost to the clerk of that city or township.
24 The secretary of state bears the cost of delivery, installation,
25 repair, and video monitoring for each absent voter ballot drop box
26 provided under this subsection to ensure that each absent voter
27 ballot drop box meets the requirements of this section. The
28 secretary of state shall issue instructions regarding the
29 application process for city or township clerks to apply for absent

1 voter ballot drop boxes under this subsection and for the payment
2 or reimbursement of the associated costs specified in this
3 subsection. As used in this subsection, "video monitoring" does not
4 include video data storage.

5 (3) This section does not preclude a city or township from
6 having more than the minimum number of absent voter ballot drop
7 boxes required under subsection (1). Any additional absent voter
8 ballot drop boxes used by a city or township that are beyond the
9 number of absent voter ballot drop boxes required under subsection
10 (1) must conform to the requirements as provided in this section.

11 (4) The clerk of each city or township shall ensure that
12 absent voter ballot drop boxes are distributed equitably throughout
13 the city or township. In determining the location for an absent
14 voter ballot drop box in the city or township, the clerk of the
15 city or township must, at a minimum, consider all of the following:

- 16 (a) Population density and distribution.
17 (b) Proximity to public transportation and parking.
18 (c) Accessibility, including for electors with disabilities.
19 (d) Any other factors the clerk considers relevant.

20 (5) ~~Each~~ **No later than 75 days before an election, each city**
21 **or township shall establish the absent voter ballot drop box**
22 **locations in that city or township. In addition, no later than 75**
23 **days before an election, each** city or township clerk shall ensure
24 that the secretary of state has the information necessary to
25 include on the department of state's website the location of each
26 absent voter ballot drop box in that city or township to enable an
27 elector to determine the location of each absent voter ballot drop
28 box in that elector's city or township.

29 (6) An absent voter ballot drop box must meet all of the

1 following requirements:

2 (a) Be clearly labeled as an absent voter ballot drop box that
3 can be used to return completed absent voter ballot applications
4 and voted absent voter ballots.

5 (b) Be securely locked, be affixed to the ground or to another
6 stationary object, and be designed to prevent the removal of absent
7 voter ballot applications and absent voter ballots when locked.

8 (c) Be accessible 24 hours each day during the 40 days before
9 election day, and be accessible until 8 p.m. on election day.

10 (d) Be equipped with a slot or mailbox-style lever to allow
11 absent voter ballot applications and absent voter ballot return
12 envelopes to be placed in the absent voter ballot drop box, and all
13 other openings on the absent voter ballot drop box must be securely
14 locked.

15 (e) Be located in a publicly accessible, well-lit area with
16 good visibility.

17 (7) Except as otherwise provided in this subsection, for an
18 absent voter ballot drop box that was not ordered or installed in a
19 city or township before October 1, 2020, the city or township clerk
20 must use video monitoring of that absent voter ballot drop box
21 during the 75 days before each election and on election day to
22 ensure effective monitoring of that absent voter ballot drop box.
23 Beginning January 1, 2026, regardless of when an absent voter drop
24 box was ordered or installed, the city or township clerk must use
25 video monitoring of each absent voter drop box during the 75 days
26 before each election and on election day to ensure effective
27 monitoring of each absent voter ballot drop box in the city or
28 township.

29 (8) The city or township clerk must immediately report to

1 local law enforcement any vandalism involving the absent voter
2 ballot drop box or any suspicious activity occurring in the
3 immediate vicinity of the absent voter ballot drop box.

4 (9) Only a city or township clerk, the clerk's deputy clerk,
5 or a sworn member of the clerk's staff is authorized to collect
6 absent voter ballot applications and absent voter ballots from an
7 absent voter ballot drop box.

8 (10) Seventy-five days before each election and until election
9 day, an individual who is authorized under subsection (9) must
10 regularly inspect each absent voter ballot drop box used in that
11 city or township to confirm that the absent voter ballot drop box
12 complies with all of the requirements under this section.

13 (11) Beginning 35 days before each election and until election
14 day, an individual who is authorized under subsection (9) must
15 collect, on any day in which the city or township clerk's office is
16 open for business, the election materials deposited in an absent
17 voter ballot drop box located in the city or township.

18 (12) When an individual who is authorized under subsection (9)
19 collects absent voter ballot applications and absent voter ballot
20 return envelopes from an absent voter ballot drop box, that
21 individual must, unless traveling from 1 absent voter ballot drop
22 box to another absent voter ballot drop box, immediately return
23 those collected absent voter ballot applications and absent voter
24 ballot return envelopes to the city or township clerk's office.

25 (13) All absent voter ballot return envelopes collected from
26 an absent voter ballot drop box must be transported in a ballot
27 container approved under section 24j.

28 (14) Except for an absent voter ballot drop box that is
29 located on the grounds of a city or township clerk's office, or in

1 an official satellite office of the city or township clerk that is
2 staffed by employees of the city or township clerk, the city or
3 township clerk must document each time absent voter ballot
4 applications and absent voter ballot return envelopes are collected
5 from an absent voter ballot drop box in that city or township. The
6 documentation required under this subsection must be preserved and
7 maintained by the city or township clerk for not less than 22
8 months following the election for which the absent voter ballot
9 applications and absent voter ballot return envelopes were
10 collected and must include all of the following:

11 (a) The date the absent voter ballot applications and absent
12 voter ballot return envelopes were collected from the absent voter
13 ballot drop box.

14 (b) The name of the individual who collected the absent voter
15 ballot applications and absent voter ballot return envelopes from
16 the absent voter ballot drop box.

17 (c) The location in the city or township of the absent voter
18 ballot drop box.

19 Sec. 764c. (1) The secretary of state shall establish,
20 acquire, or approve an electronic tracking system that allows each
21 elector who applies to vote by absent voter ballot at an election
22 to track, on a website or mobile application, that elector's absent
23 voter ballot application and absent voter ballot.

24 (2) For each elector who votes by absent voter ballot at an
25 election, the electronic tracking system described in subsection
26 (1) must indicate all of the following:

27 (a) The date the elector's city or township clerk received the
28 elector's absent voter ballot application.

29 (b) If the elector's absent voter ballot application was

1 accepted, the date of the acceptance, and if the elector's absent
2 voter ballot application was rejected, all of the following:

3 (i) A brief statement of the reason for the rejection.

4 (ii) Instructions for curing the issue with the elector's
5 absent voter ballot application, along with the deadline for curing
6 the issue with the elector's absent voter ballot application.

7 (iii) If the issue with the elector's absent voter ballot
8 application is cured by the elector and the absent voter ballot
9 application is accepted by the elector's city or township clerk, an
10 update that the elector's absent voter ballot application was
11 accepted and the date of the acceptance.

12 (c) The date the elector's city or township clerk mailed or
13 delivered the absent voter ballot to the elector, or for an absent
14 uniformed services voter or overseas voter under section 759a, the
15 date the absent uniformed services voter's or overseas voter's city
16 or township clerk mailed or electronically transmitted the absent
17 voter ballot to the absent uniformed services voter or overseas
18 voter.

19 (d) If the elector's absent voter ballot was returned to the
20 city or township as undeliverable.

21 (e) The date the elector's city or township clerk received the
22 elector's absent voter ballot return envelope, or for an eligible
23 member, as that term is defined under section ~~759a(17)~~, **759a(19)**,
24 who returns the absent voter ballot electronically, the date the
25 eligible member's absent voter ballot is electronically received.

26 (f) If the elector's absent voter ballot return envelope was
27 accepted, the date of the acceptance, and if the elector's absent
28 voter ballot return envelope was rejected, all of the following:

29 (i) A brief statement of the reason for the rejection.

1 (ii) Instructions for curing the issue with the elector's
2 absent voter ballot return envelope, along with the deadline for
3 curing the issue with the elector's absent voter ballot return
4 envelope.

5 (iii) If the issue with the elector's absent voter ballot return
6 envelope is cured by the elector and the absent voter ballot return
7 envelope is accepted by the elector's city or township clerk, an
8 update that the elector's absent voter ballot return envelope was
9 accepted and the date of the acceptance, and a statement that the
10 elector's absent voter ballot is eligible to be tabulated.

11 (3) An elector must be permitted to opt in to receive
12 notifications from the electronic tracking system by email, text
13 message, or both email and text message. If an elector opts in
14 under this subsection, each time any of the events described in
15 subsection (2) occurs regarding that elector's absent voter ballot
16 application, absent voter ballot return envelope, or absent voter
17 ballot, the electronic tracking system must immediately notify that
18 elector of the event by email, text message, or both email and text
19 message, as requested by that elector.

20 (4) An email address or telephone number provided by an
21 elector in order to receive notifications from the electronic
22 tracking system must be used only by authorized individuals who
23 have access to the qualified voter file or by individuals
24 authorized by the secretary of state to maintain the electronic
25 tracking system, and is confidential and exempt from disclosure
26 under the freedom of information act, 1976 PA 442, MCL 15.231 to
27 15.246.

28 Sec. 765a. (1) Subject to section 764d, if a city or township
29 decides to use absent voter counting boards, the board of election

1 commissioners of that city or township shall establish an absent
2 voter counting board for each election day precinct in that city or
3 township. The ballot form of an absent voter counting board must
4 correspond to the ballot form of the election day precinct for
5 which it is established. A city or township with 250 or more
6 precincts may establish at least 1 absent voter counting board for
7 each ballot form containing identical offices and candidate names,
8 and that is considered a separate precinct for purposes of this
9 section. After the polls close on election day, the county, city,
10 or township clerk responsible for producing the accumulation report
11 of the election results shall format the accumulation report as
12 required under section 798b.

13 (2) Subject to section 764d, the board of election
14 commissioners shall appoint the election inspectors to absent voter
15 counting boards not less than 21 days before the election at which
16 the absent voter counting boards are to be used. Sections 673a and
17 674 apply to the appointment of election inspectors to absent voter
18 counting boards under this section.

19 (3) If more than 1 absent voter counting board is to be used,
20 the city or township clerk shall determine the number of electronic
21 tabulators and the number of election inspectors to be used in each
22 of the absent voter counting boards and to which absent voter
23 counting board the absent voter ballots for each precinct are
24 assigned for counting.

25 (4) In a city or township that uses absent voter counting
26 boards under this section, the absent voter ballots must be counted
27 in the manner provided in this section and, except as otherwise
28 provided in section 764d, absent voter ballots must not be
29 delivered to the polling places. Subject to section 764d, the board

1 of election commissioners shall provide a place for each absent
2 voter counting board to count the absent voter ballots. Section 662
3 applies to the designation of the absent voter counting place or
4 places in which the absent voter ballots will be processed and
5 tabulated by election inspectors assigned to the absent voter
6 counting boards under this section, except the location may be in a
7 different jurisdiction if the county provides a tabulator for use
8 at a central absent voter counting board location in that county.
9 The places must be designated as absent voter counting places.
10 Except as otherwise provided in this section, laws relating to
11 election day precincts, including laws relating to the appointment
12 of election inspectors, apply to absent voter counting places. The
13 provisions of this section relating to tabulating absent voter
14 ballots by electronic voting systems apply. High-speed tabulators
15 and software to support those high-speed tabulators, as a component
16 of an electronic voting system approved by the board of state
17 canvassers for use in this state, may be used to tabulate absent
18 voter ballots in an absent voter counting board. There is no limit
19 on the number of absent voter counting boards that may be assigned
20 to 1 building.

21 (5) The clerk of a city or township that uses absent voter
22 counting boards shall supply each absent voter counting board with
23 supplies necessary to carry out the absent voter counting board's
24 duties under this act. The supplies must be furnished to the city
25 or township clerk in the same manner and by the same persons or
26 agencies as for election day precincts.

27 (6) Except as otherwise provided in this section, the absent
28 voter counting boards and combined absent voter counting boards
29 shall process the ballots and returns in as nearly as possible the

1 same manner as ballots are processed in election day precincts. The
2 poll book may be combined with the absent voter list or record
3 required by section 760, and the applications for absent voter
4 ballots may be used as the poll list. Subject to subsection (11),
5 the processing and tabulating of absent voter ballots must commence
6 at the time set by the board of election commissioners, but no
7 earlier than 7 a.m. on the day of the election.

8 (7) An election inspector, challenger, or any other individual
9 in attendance at an absent voter counting place or combined absent
10 voter counting place at any time after the processing of ballots
11 has begun shall take and sign the following oath that may be
12 administered by the clerk, a member of the clerk's staff, or the
13 chairperson or a member of the absent voter counting board or
14 combined absent voter counting board:

15 "I (name of individual taking oath) do solemnly swear (or
16 affirm) that I shall not communicate in any way information
17 relative to any ballots or the tabulation of votes that may come to
18 me while in this counting place until after the polls are closed.
19 Further, I shall not photograph, or audio or video record, within
20 the counting place, except for posted election results."

21 (8) The oaths administered under subsection (7) must be placed
22 in an envelope provided for the purpose and sealed with the red
23 state seal. Following the election, the oaths must be delivered to
24 the city or township clerk. Subject to this subsection, the clerk
25 of a city or township may allow the election inspectors appointed
26 to an absent voter counting board in that city or township to work
27 in shifts. A second or subsequent shift of election inspectors
28 appointed for an absent voter counting board may begin that shift
29 at the time provided by the city or township clerk. If the election

1 inspectors appointed to an absent voter counting board are
2 authorized to work in shifts, at no time shall the absent voter
3 ballots be left unattended during the transition from one shift to
4 the next shift, or at any other time during the day after ballots
5 are removed from the absent voter ballot return envelopes and
6 before the absent voter ballots are sealed in the ballot container.
7 At all times while absent voter ballots are being processed and
8 tabulated, at least 1 election inspector from each major political
9 party must be present at the absent voter counting place and the
10 policies and procedures adopted by the secretary of state regarding
11 the counting of absent voter ballots must be followed.

12 (9) An individual who causes the polls to be closed or who
13 discloses an election result before the polls can be legally closed
14 on election day or in any manner characterizes how any ballot being
15 counted has been marked is guilty of a felony.

16 (10) Tabulated absent voter ballots must be placed in an
17 approved ballot container, and the ballot container must be sealed
18 after all the ballots are tabulated in the manner provided by this
19 act for election day precincts. The seal numbers must be recorded
20 on the statement sheet, on the ballot container certificate, and in
21 the poll book or addendum to the poll book.

22 (11) The board of election commissioners of a city or township
23 with a population of at least 5,000, or a board of county election
24 commissioners as provided under section 764d, may authorize that
25 absent voter counting boards be established under subsection (1) to
26 process and tabulate absent voter ballots between the hours of 7
27 a.m. and 8 p.m. on any of the 8 days before election day, beginning
28 on the second Monday before election day and ending on the Monday
29 immediately before election day. The board of election

1 commissioners of any city or township, regardless of population
2 size, may authorize and establish an absent voter counting board to
3 process and tabulate absent voter ballots between the hours of 7
4 a.m. and 8 p.m. on the Monday immediately before election day.

5 (12) In order to participate in the processing and tabulation
6 of absent voter ballots before election day under subsection (11),
7 the clerk of a county, city, or township shall submit a written
8 notice to the secretary of state no later than 28 days before
9 election day stating the clerk's intent to participate in the
10 processing and tabulation of absent voter ballots before election
11 day. No later than 20 days before an election, the secretary of
12 state shall publish on the department of state's website a list of
13 those cities and townships that have notified the secretary of
14 state of an intent to process and tabulate absent voter ballots
15 before election day. No later than 18 days before an election, a
16 clerk who notified the secretary of state of the clerk's intent to
17 process and tabulate absent voter ballots before election day must
18 post **in a conspicuous place in the clerk's office, and** on the
19 website of the city or township, if available, ~~and in the clerk's~~
20 ~~office,~~ a notice providing the location of the absent voter
21 counting place, the dates and hours of operation of the absent
22 voter counting place, and the number of election inspectors who
23 will process and tabulate absent voter ballots at the absent voter
24 counting place. If the location, dates, hours, or number of
25 election inspectors changes, the clerk must publicly post a revised
26 notice as soon as possible, but no later than the eleventh day
27 before an election, **in a conspicuous place in the clerk's office,**
28 **and** on the website of the city or township, if available. ~~, and in~~
29 ~~the clerk's office.~~ A revised notice must include the updated

1 location, dates, hours, and number of election inspectors. If the
2 clerk changes the number of election inspectors on subsequent days
3 after processing and tabulating begins, the clerk shall post the
4 updated number of election inspectors **in a conspicuous place in the**
5 **clerk's office, and** on the website of the city or township, if
6 available, ~~and in the clerk's office,~~ no later than 10 a.m. on the
7 day before the changes occur. If a city or township clerk fails to
8 post a notice by 10 a.m. on the day before a change reducing the
9 number election inspectors occurs, the clerk shall allow the number
10 of challengers to remain at the same level even though the
11 reduction in the number of election inspectors may have reduced the
12 number of allowed challengers.

13 (13) For each day of processing and tabulation of absent voter
14 ballots before election day, a participating city or township clerk
15 shall deliver the absent voter ballots approved for tabulation to
16 an absent voter counting board. The instructions and procedures
17 adopted by the secretary of state regarding the processing and
18 tabulating of absent voter ballots before election day must be
19 followed. Absent voter ballots must be processed and tabulated in
20 the same manner and under the same requirements as absent voter
21 ballots are processed and tabulated on election day. Election
22 results must not be generated, printed, or reported before 8 p.m.
23 on election day.

24 (14) During the processing and tabulation of absent voter
25 ballots before election day, each political party, and each
26 incorporated organization or organized committee of interested
27 citizens as described under sections 730 and 731, may designate 1
28 challenger for every 8 election inspectors serving at the absent
29 voter counting place. If there are 7 or fewer election inspectors

1 serving at an absent voter counting place, each political party,
2 and each incorporated organization or organized committee of
3 interested citizens as designated under sections 730 and 731, may
4 designate 1 challenger.

5 (15) During the processing and tabulation of absent voter
6 ballots before election day, the election inspectors shall secure
7 tabulated ballots in a sealed ballot container consistent with
8 subsection (10) at the end of each day. Tabulated ballots may be
9 added to a ballot container used on a previous day or may be placed
10 in an unused ballot container. The election inspectors shall
11 complete the poll book ballot summary at the conclusion of each day
12 to account for absent voter ballot return envelopes and absent
13 voter ballots processed and tabulated on that day. The poll book,
14 or an addendum to the poll book, must be signed and dated by 1
15 election inspector from each major political party who is present
16 at the location after tabulation is completed each day. The city or
17 township clerk shall post the number of absent voter ballots
18 tabulated each day **in a conspicuous place in the clerk's office,**
19 **and** on the website of that city or township, if available. ~~and in~~
20 ~~the clerk's office.~~

21 (16) A clerk shall not deliver any absent voter ballots
22 received on a day early voting is being conducted to an absent
23 voter counting board to be processed or tabulated until the
24 following day. An absent voter ballot may be processed and
25 tabulated only after receipt of the absent voter ballot appears on
26 the registration list or an addendum to the registration list in an
27 early voting site and the voter history of electors casting an
28 early voting ballot on the previous day is recorded in the
29 qualified voter file. An absent voter ballot must be canceled if

1 the absent voter cast a ballot at an early voting site.

2 (17) The secretary of state shall develop instructions
3 consistent with this act for the conduct of absent voter counting
4 boards or combined absent voter counting boards. The secretary of
5 state shall distribute the instructions developed under this
6 subsection to county, city, and township clerks 40 days or more
7 before a general election in which absent voter counting boards or
8 combined absent voter counting boards will be used. A county, city,
9 or township clerk shall make the instructions developed under this
10 subsection available to the public and shall make the instructions
11 available for inspection by challengers in attendance at an absent
12 voter counting board or combined absent voter counting board. The
13 instructions developed under this subsection are binding on the
14 operation of an absent voter counting board or combined absent
15 voter counting board used in an election conducted by a county,
16 city, or township.

17 (18) Except as otherwise provided in this subsection, an
18 individual shall not photograph, or audio or video record, within
19 an absent voter counting place. A county, city, or township clerk,
20 or an assistant of that clerk, shall expel an individual from the
21 absent voter counting place if that individual violates this
22 subsection. This subsection does not apply to any of the following:

23 (a) An individual who photographs, or audio or video records,
24 posted election results within an absent voter counting place.

25 (b) A county, city, or township clerk, or an employee,
26 assistant, or consultant of that clerk, if the photographing, or
27 audio or video recording, is done in the performance of that
28 individual's official duties.

29 (c) If authorized by an individual in charge of an absent

1 voter counting place, the news media that take wide-angled
2 photographs or video from a distance that does not disclose the
3 face of any marked ballot.

4 (19) An individual shall not photograph or video record a
5 ballot or any other election records, other than posted election
6 results, in an absent voter counting place. An individual who
7 violates this subsection is guilty of a misdemeanor.

8 Sec. 768. The board of election inspectors shall verify that
9 there is an elector's signature on the absent voter ballot return
10 envelope and that the statement on the absent voter ballot return
11 envelope that the ballot is approved for tabulation is complete. If
12 the elector's signature is missing or the statement that the absent
13 voter ballot is approved for tabulation is incomplete, the board of
14 election inspectors must immediately contact the city or township
15 clerk. If the elector's signature is present and the statement that
16 the absent voter ballot is approved for tabulation is complete, the
17 board of election inspectors shall open the absent voter ballot
18 return envelope, take out the ballot, and, without unfolding the
19 ballot, compare the ballot number on the ballot stub with the
20 ballot number on the face of the absent voter ballot return
21 envelope **or with the ballot number recorded for the elector in the**
22 **qualified voter file.** If the ballot numbers match, the board of
23 election inspectors shall detach the perforated numbered stub and
24 prepare the ballot for tabulation, as directed by the secretary of
25 state. Each ballot must be inserted into the tabulator. One of the
26 election inspectors shall enter the elector in the poll book as
27 having cast an absent voter ballot. **If the ballot numbers do not**
28 **match or the ballot stub is missing from the ballot, and no**
29 **explanation for the discrepancy or missing ballot stub is found,**

1 **the ballot must be processed as a challenged ballot.**

2 Sec. 798b. (1) The county clerk ~~may~~**shall** conduct an
3 unofficial count in order to provide early unofficial returns to
4 the public. Upon completion of the count, the ~~official~~**unofficial**
5 **accumulated** returns ~~shall~~**must** be ~~open to the public.~~**posted in a**
6 **conspicuous place in the county clerk's office, and on the website**
7 **of that county, if available.** The ~~return~~**returns** of the electronic
8 tabulating equipment, to which have been added the write-in and
9 absentee votes if necessary, ~~shall~~ constitute, after being duly
10 certified, the official return of each precinct or election
11 district. If it becomes impracticable to count all or a part of the
12 ballots with tabulating equipment, ~~the clerk may direct that they~~
13 ~~be counted manually, following as far as practicable the provisions~~
14 ~~governing the counting of paper ballots.~~**the uncounted ballots must**
15 **be sealed in a ballot container that is approved under section 24j**
16 **and transported to the county to be counted at the canvass.** An
17 accumulation report of unofficial results using the tabulated votes
18 available after 8 p.m. on election day must be compiled and
19 published using a format that clearly indicates all of the
20 following:

- 21 (a) The election day ~~precinct~~ results.
22 (b) The ~~corresponding~~ absent voter ballot counting board
23 results.
24 (c) The ~~corresponding~~ early voting results. -
25 ~~(d) The sum of subdivisions (a), (b), and (c) for each~~
26 ~~precinct and contest.~~

27 (2) For a city or township with 250 or more precincts using
28 common ballot forms instead of the election day precinct format in
29 the absent voter counting boards and early voting sites, the

1 accumulation report will not report results from absent voter
 2 counting boards or early voting sites as corresponding to election
 3 day precincts. Accumulation reports in each city or township
 4 described in this subsection must report the results for each
 5 election day precinct and separately report the results of each
 6 absent voter counting board and the corresponding early voting
 7 results. ~~Each common ballot form may constitute at least 1~~
 8 separate absent voter counting board and early voting precinct.

9 **(3) The clerk of a city or township, or the clerk of the**
 10 **county in which the city or township is located, may choose to**
 11 **report the results using a format that clearly indicates the absent**
 12 **voter ballots processed and tabulated before election day.**

13 Sec. 805. After the polls close on election day, the precinct
 14 board of election inspectors shall place the ballots in the ballot
 15 container provided for ballots under section 669. The board of
 16 election inspectors shall securely fasten and seal the ballot
 17 container with an approved seal furnished with the election
 18 ~~supplies. materials, and record the seal number on the ballot~~
 19 **container certificate and in the poll book or addendum to the poll**
 20 **book.** The seal must be affixed to render it impossible to open the
 21 ballot container without breaking the seal. The board of election
 22 inspectors shall then deliver the ballot container to the township
 23 or city clerk.

24 Sec. 807. Immediately after the canvass has been completed,
 25 the result, stating the total number of votes received by each
 26 ~~person voted for in said precinct~~ **candidate** for any office and the
 27 number of votes for and the number of votes against any proposed
 28 constitutional amendment or other submitted proposition, ~~shall~~ **must**
 29 be made available to interested ~~persons~~ **individuals** who may be

1 present.

2 Sec. 813. (1) Within 6 days after an election, for each
3 provisional ballot that was placed in a provisional ballot return
4 envelope, the city or township clerk shall determine whether the
5 individual voting the provisional ballot was eligible to vote a
6 ballot and whether to tabulate the provisional ballot. In making
7 this determination, the city or township clerk shall not open the
8 provisional ballot return envelope. A provisional ballot must only
9 be tabulated if a valid voter registration record for the elector
10 is located or if the identity and residence of the elector is
11 established using identification for election purposes, along with
12 a current utility bill, bank statement, paycheck, government check,
13 or other government document to establish the voter's current
14 residence address if the identification for election purposes used
15 by the elector does not contain the voter's current residence
16 address. Before the provisional ballot is tabulated, election
17 officials shall process the ballot as a challenged ballot under
18 sections 745 and 746.

19 (2) Within 7 days after an election, but sooner if
20 practicable, the city or township clerk shall transmit the results
21 of provisional ballots tabulated after the election to the board of
22 county canvassers. The results must be transmitted in a form
23 prescribed by the secretary of state.

24 (3) Within 7 days after an election, the city or township
25 clerk shall transmit to the ~~county clerk~~ **secretary of state** a
26 provisional ballot report for each precinct in the jurisdiction.
27 The report must include for each precinct the number of provisional
28 ballots issued **on election day, the number of provisional ballots**
29 **issued at an early voting site**, the number of provisional ballots

1 tabulated on election day, the number of provisional ballots
2 forwarded to the clerk to be determined after the election, the
3 number of provisional ballots tabulated by the clerk after election
4 day, and any additional information concerning provisional ballots
5 as required by the secretary of state.

6 (4) Within 7 days after an election, the city or township
7 clerk shall transmit to the ~~county clerk~~ **secretary of state** an
8 affidavit report that includes the number of affidavits signed by
9 voters under section 523(2). ~~The affidavit report must be~~
10 ~~transmitted to the county clerk in a form prescribed by the~~
11 ~~secretary of state.~~

12 (5) Within 7 days after an election, the city or township
13 clerk shall ensure that the qualified voter file is current and
14 includes any individual who registered to vote under section 497(3)
15 and (4).

16 Sec. 829. ~~(1)~~—The board of county canvassers shall include the
17 results of the tabulated provisional ballots in the canvass of the
18 election following procedures prescribed by the secretary of state
19 designed to maintain the secrecy of the ballot.

20 ~~(2) Within 14 days after a primary or election, the county~~
21 ~~clerk shall transmit a county provisional ballot report to the~~
22 ~~secretary of state. The county provisional ballot report must be in~~
23 ~~a manner prescribed by the secretary of state. After the secretary~~
24 ~~of state receives a county provisional ballot report, the county~~
25 ~~provisional ballot report must be immediately available for public~~
26 ~~inspection.~~

27 ~~(3) Within 14 days after an election, the county clerk shall~~
28 ~~transmit a county affidavit report to the secretary of state. The~~
29 ~~county affidavit report must include the number of affidavits~~

1 ~~signed by voters under section 523(2). The county affidavit report~~
2 ~~must be transmitted in a form prescribed by the secretary of state.~~
3 ~~After the secretary of state receives the county affidavit report~~
4 ~~from the county clerk, the county affidavit report must immediately~~
5 ~~be available for public inspection.~~

6 ~~(4) Within 14 days after an election, the secretary of state~~
7 ~~shall transmit to the house and senate committees dealing with~~
8 ~~elections a voter registration application report that includes the~~
9 ~~number of voter registration applications executed by applicants~~
10 ~~under section 497(3) and (4).~~