

SENATE BILL NO. 339

May 16, 2023, Introduced by Senator MCMORROW and referred to the Committee on Elections and Ethics.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending section 764c (MCL 168.764c), as amended by 2018 PA 120.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 764c. ~~(1) If a city or township has access to the ballot~~
2 ~~tracker program provided by this state, the clerk of that city or~~
3 ~~township shall utilize the ballot tracker program and allow voters~~
4 ~~to track their absent voter ballots online.~~**The secretary of state**
5 **shall establish, acquire, or approve an electronic tracking system**

1 that allows each elector who votes by absent voter ballot at an
2 election to track, on a website or mobile application, that
3 elector's absent voter ballot application and absent voter ballot.

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

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

9 (b) If the elector's absent voter ballot application was
10 accepted, the date of the acceptance, and if the elector's absent
11 voter ballot application was rejected, all of the following:

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

13 (ii) Instructions for curing the issue with the elector's
14 absent voter ballot application, along with the deadline for curing
15 the issue with the elector's absent voter ballot application.

16 (iii) If the issue with the elector's absent voter ballot
17 application is cured by the elector and the absent voter ballot
18 application is accepted by the elector's city or township clerk, an
19 update that the elector's absent voter ballot application was
20 accepted and the date of the acceptance.

21 (c) The date the elector's city or township clerk mailed or
22 delivered the absent voter ballot to the elector, or for an absent
23 uniformed services voter or overseas voter under section 759a, the
24 date the absent uniformed services voter's or overseas voter's city
25 or township clerk mailed or electronically transmitted the absent
26 voter ballot to the absent uniformed services voter or overseas
27 voter.

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

1 (e) The date the elector's city or township clerk received the
2 elector's absent voter ballot return envelope containing the
3 elector's voted absent voter ballot, or for an eligible member, as
4 that term is defined under section 759a(17), who returns the absent
5 voter ballot electronically, the date the eligible member's absent
6 voter ballot is electronically received.

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

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

11 (ii) Instructions for curing the issue with the elector's
12 absent voter ballot return envelope, along with the deadline for
13 curing the issue with the elector's absent voter ballot return
14 envelope.

15 (iii) If the issue with the elector's absent voter ballot return
16 envelope is cured by the elector and the absent voter ballot return
17 envelope is accepted by the elector's city or township clerk, an
18 update that the elector's absent voter ballot return envelope was
19 accepted and the date of the acceptance, and a statement that the
20 elector's absent voter ballot is eligible to be tabulated.

21 (3) An elector must be permitted to opt in to receive
22 notifications from the electronic tracking system by email, text
23 message, or both email and text message. If an elector opts in
24 under this subsection, each time any of the events described in
25 subsection (2) occurs regarding that elector's absent voter ballot
26 application, absent voter ballot return envelope, or absent voter
27 ballot, the electronic tracking system must immediately notify that
28 elector of the event by email, text message, or both email and text
29 message, as requested by that elector.