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:

Sec. 764c. (1) If a city or township has access to the ballot tracker program provided by this state, the clerk of that city or township shall utilize the ballot tracker program and allow voters to track their absent voter ballots online. The secretary of state shall establish, acquire, or approve an electronic tracking system
that allows each elector who votes by absent voter ballot at an
election to track, on a website or mobile application, that
elector's absent voter ballot application and absent voter ballot.

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

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

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

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

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

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

(c) The date the elector's city or township clerk mailed or
derivered the absent voter ballot to the elector, or for an absent
uniformed services voter or overseas voter under section 759a, the
date the absent uniformed services voter's or overseas voter's city
or township clerk mailed or electronically transmitted the absent
voter ballot to the absent uniformed services voter or overseas
voter.

(d) If the elector's absent voter ballot was returned to the
city or township as undeliverable.
(e) The date the elector's city or township clerk received the elector's absent voter ballot return envelope containing the elector's voted absent voter ballot, or for an eligible member, as that term is defined under section 759a(17), who returns the absent voter ballot electronically, the date the eligible member's absent voter ballot is electronically received.

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

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

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

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

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