

HOUSE BILL No. 5116

October 2, 2001, Introduced by Rep. Quarles and referred to the Committee on Redistricting and Elections.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending sections 523 and 744 (MCL 168.523 and 168.744), section 523 as amended by 1996 PA 583 and section 744 as amended by 1995 PA 261.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 523. (1) At each election, before being given a
2 ballot, each registered elector offering to vote shall identify
3 himself or herself by ~~presenting an official state identifica-~~
4 ~~tion card issued to that individual pursuant to Act No. 222 of~~
5 ~~the Public Acts of 1972, being sections 28.291 to 28.295 of the~~
6 ~~Michigan Compiled Laws, an operator's or chauffeur's license~~
7 ~~issued to that individual pursuant to the Michigan vehicle code,~~
8 ~~Act No. 300 of the Public Acts of 1949, being sections 257.1 to~~
9 ~~257.923 of the Michigan Compiled Laws, or other generally~~

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1 ~~recognized picture identification card and by~~ executing an
2 application showing his or her signature or mark and address of
3 residence in the presence of an election official. If the voter
4 registration cards are used in the precinct, the election offi-
5 cial in charge of the precinct registration file shall compare
6 the signature upon the application with the signature upon the
7 registration card. If voter registration lists are used in the
8 precinct, the election ~~inspector~~ OFFICIAL shall determine if
9 the name on the application to vote appears on the voter regis-
10 tration list. If the name appears on the voter registration
11 list, the elector shall provide further identification by giving
12 his or her date of birth or other information stated upon the
13 voter registration list. In precincts using voter registration
14 lists, the date of birth may be required to be placed on the
15 application to vote. If the signature or an item of information
16 does not correspond, the vote of the person shall be challenged
17 ~~, and the same procedure shall be followed as provided in this~~
18 ~~act for the challenging of an elector~~ UNDER SECTION 727. If the
19 person offering to vote has signed the registration card or
20 application by making a mark, the person shall identify himself
21 or herself by giving his or her date of birth, which shall be
22 compared with the date of birth stated upon the registration card
23 or voter registration list, or shall give other identification
24 ~~as may be~~ THAT IS referred to upon the registration card or
25 voter registration list. ~~If the elector does not have an offi-~~
26 ~~cial state identification card, operator's or chauffeur's license~~
27 ~~as required in this subsection, or other generally recognized~~

1 ~~picture identification card, the individual shall sign an~~
2 ~~affidavit to that effect before an election inspector and be~~
3 ~~allowed to vote as otherwise provided in this act. However, an~~
4 ~~elector being allowed to vote without the identification required~~
5 ~~under this subsection is subject to challenge as provided in sec-~~
6 ~~tion 727.~~

7 (2) If, upon a comparison of the signature or other identi-
8 fication, it is found that the applicant is entitled to vote, the
9 election ~~officer having~~ OFFICIAL IN charge of the registration
10 list shall approve the application, ~~and~~ write his or her ini-
11 tials on the application, ~~after which~~ AND NOTE ON THE
12 APPLICATION the number on the ballot issued ~~shall be noted on~~
13 ~~the application~~ TO THE ELECTOR. The application shall serve as
14 1 of the 2 poll lists required to be kept as a record of a person
15 who has voted. The application shall be filed with the township,
16 city, or village clerk. If voter registration cards are used in
17 the precinct, the date of the election shall be noted by 1 of the
18 election officials upon the precinct registration card of each
19 elector voting at an election. If voter registration lists are
20 used in the precinct, the election official shall clearly indi-
21 cate upon the list each elector voting at that election. The
22 clerk of a city, village, or township shall maintain a record of
23 voting participation for each registered elector.

24 Sec. 744. (1) An election inspector or ~~any~~ other ~~person~~
25 INDIVIDUAL in the polling ~~room or~~ PLACE, in a compartment con-
26 nected to the polling ~~room~~ PLACE, or within 100 feet from ~~any~~
27 AN entrance to the building in which the polling place is located

1 shall not persuade or endeavor to persuade ~~a person~~ AN
2 INDIVIDUAL to vote for or against ~~any~~ A particular candidate or
3 party ticket, or for or against ~~any~~ A ballot question that is
4 being voted on at the election. ~~A person~~ AN INDIVIDUAL shall
5 not place or distribute stickers, other than stickers provided by
6 the election officials ~~pursuant to law~~ UNDER THIS ACT, in the
7 polling ~~room~~ PLACE or in a compartment connected to the polling
8 ~~room~~ PLACE or within 100 feet from ~~any~~ AN entrance to the
9 building in which the polling place is located.

10 (2) A person shall not solicit donations, gifts, contribu-
11 tions, purchase of tickets, or similar demands, or request or
12 obtain signatures on petitions in the polling ~~room or~~ PLACE, in
13 a compartment connected to the polling ~~room~~ PLACE, or within
14 100 feet from ~~any~~ AN entrance to the building in which the
15 polling place is located.

16 (3) On election day, a person shall not post, display, or
17 distribute in a polling place, in ~~any~~ A hallway used by voters
18 to enter or exit a polling place, or within 100 feet of an
19 entrance to a building in which a polling place is located ~~any~~
20 material that directly or indirectly makes reference to an elec-
21 tion, a candidate, or a ballot question. This subsection does
22 not apply to official material that is required by law to be
23 posted, displayed, or distributed in a polling place on election
24 day.

25 (4) AN ELECTION INSPECTOR OR OTHER INDIVIDUAL IN THE POLLING
26 PLACE OR WITHIN 100 FEET FROM AN ENTRANCE TO THE BUILDING IN
27 WHICH THE POLLING PLACE IS LOCATED SHALL NOT ASK AN ELECTOR TO

1 PRODUCE AN OPERATOR'S LICENSE, CHAUFFEUR'S LICENSE, OR OTHER
 2 PICTURE IDENTIFICATION CARD AND SHALL NOT ASK AN ELECTOR THE FOL-
 3 LOWING QUESTIONS:
 4 (A) IF THE ELECTOR OWES BACK CHILD SUPPORT.
 5 (B) IF THE ELECTOR HAS AN OUTSTANDING WARRANT FOR HIS OR HER
 6 ARREST.
 7 (C) IF THE ELECTOR HAS BEEN CONVICTED OF A FELONY.
 8 (5) ~~-(4)-~~ A person who violates this section is guilty of a
 9 misdemeanor.