

# HOUSE BILL No. 4504

March 21, 2007, Introduced by Reps. Ward and LaJoy and referred to the Committee on Ethics and Elections.

A bill to amend 1954 PA 116, entitled  
"Michigan election law,"  
by amending section 509aa (MCL 168.509aa), as amended by 2004 PA 92.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 509aa. (1) A clerk may use change of address information  
2       supplied by the United States postal service or other reliable  
3       information received by the clerk that identifies registered voters  
4       whose addresses may have changed as provided in this section.

5       (2) Upon receipt of reliable information that a registered  
6       voter has moved his or her residence within the city or township,  
7       the clerk shall send by forwardable mail all of the following to  
8       the voter:

9       (a) A notice that the clerk has received information

1 indicating that the voter has moved his or her residence within the  
2 city or township.

3 (b) A postage prepaid and preaddressed return card on which  
4 the voter may verify or correct the address information.

5 (c) A notice explaining that, if the address information is  
6 correct and the voter has moved his or her residence within the  
7 city or township, the voter should complete and return the card to  
8 the clerk with a postmark of 30 days or more before the date of the  
9 next election. If the voter has moved his or her residence within  
10 the city or township and does not complete and return the card to  
11 the clerk with a postmark of 30 days or more before the date of the  
12 next election, the voter will be required to vote in his or her  
13 former precinct of residence in the city or township. The voter  
14 will also be required to submit an address correction before being  
15 permitted to vote.

16 (3) Upon the receipt of reliable information that a registered  
17 voter has moved his or her residence to another city or township,  
18 the clerk shall send by forwardable mail all of the following to  
19 the voter:

20 (a) A notice that the clerk has received information  
21 indicating that the voter has moved his or her residence to another  
22 city or township.

23 (b) A postage prepaid and preaddressed return card on which  
24 the voter may verify or correct the address information.

25 (c) A notice containing all of the following information:

26 (i) If the address information is incorrect and the voter has  
27 not moved to another city or township and wishes to remain

1 registered to vote, the voter should complete and return the card  
2 to the clerk with a postmark of 30 days or more before the date of  
3 the next election. If the card is not completed and returned with a  
4 postmark of 30 days or more before the date of the next election,  
5 the voter may be required to affirm his or her current address  
6 before being permitted to vote. Further, if the voter does not vote  
7 in an election within the period beginning on the date of the  
8 notice and ending on the ~~first business day~~ **JANUARY 10** immediately  
9 following the second November general election that is held after  
10 the date on the notice, the registration of the voter will be  
11 canceled and his or her name will be removed from the registration  
12 record of that city or township.

13 (ii) If the voter has moved his or her residence to another  
14 city or township, information on how the voter can become  
15 registered to vote at the next election in his or her new city or  
16 township.

17 (4) If a notice sent under this section is returned to the  
18 clerk by the post office as undeliverable, the clerk shall identify  
19 the registration record of a voter as challenged as provided in  
20 this act. The clerk shall instruct the board of election inspectors  
21 to challenge that voter at the first election at which the voter  
22 appears to vote. If in response to the challenge the voter  
23 indicates that he or she resides at the registration address or has  
24 changed addresses within the city or township, the voter shall be  
25 permitted to vote a regular ballot rather than a challenged ballot.  
26 The voter shall complete a change of address form at the polling  
27 place, if applicable. If the person does not appear to vote in an

1 election within the period beginning on the date of the notice and  
2 ending on the ~~first business day~~ **JANUARY 10** immediately following  
3 the second November general election that is held after the date of  
4 the notice, the clerk shall cancel the registration of the voter  
5 and remove his or her name from the registration record of the city  
6 or township.

7 (5) THE SECRETARY OF STATE SHALL CREATE AN INACTIVE VOTER FILE  
8 IN THE QUALIFIED VOTER FILE. THE INACTIVE VOTER FILE SHALL CONTAIN  
9 A RECORD FOR EACH VOTER WHO IS SENT A NOTICE UNDER THIS SECTION.

10 (6) THE RECORD OF A VOTER SHALL REMAIN IN THE INACTIVE VOTER  
11 FILE UNTIL THE VOTER VOTES AT AN ELECTION, UNTIL THE VOTER CORRECTS  
12 OR CONFIRMS HIS OR HER VOTER REGISTRATION ADDRESS, OR UNTIL JANUARY  
13 10 IMMEDIATELY FOLLOWING THE SECOND NOVEMBER GENERAL ELECTION THAT  
14 IS HELD AFTER THE DATE ON THE NOTICE SENT UNDER THIS SECTION,  
15 WHICHEVER OCCURS FIRST.

16 (7) IF A VOTER REMAINS IN THE INACTIVE VOTER FILE ON JANUARY  
17 10 IMMEDIATELY FOLLOWING THE SECOND NOVEMBER GENERAL ELECTION THAT  
18 IS HELD AFTER THE DATE ON THE NOTICE SENT UNDER THIS SECTION, THE  
19 REGISTRATION OF THE VOTER SHALL BE CANCELED AS PROVIDED IN  
20 SUBSECTION (3).

21 (8) WHILE THE RECORD OF A VOTER IS IN THE INACTIVE VOTER FILE,  
22 THE VOTER REMAINS ELIGIBLE TO VOTE AND HIS OR HER NAME SHALL APPEAR  
23 ON THE PRECINCT VOTER REGISTRATION LIST.

24 (9) THE RECORD OF A VOTER IN THE INACTIVE VOTER FILE SHALL NOT  
25 BE COUNTED FOR PURPOSES OF SECTION 4(E), 24A, 381, 656, 658, 659,  
26 661, OR 796A OR R 168.774 OF THE MICHIGAN ADMINISTRATIVE CODE.