



## Help America Vote Act of 2002: State Requirements

Requirement	Michigan's Current Status	Actions Planned
<b>SEC. 301. VOTING SYSTEMS STANDARDS</b>		
(a) REQUIREMENTS- Each voting system used in an election for Federal office shall meet the following requirements		
(1) IN GENERAL-		
(A) Except as provided in subparagraph (B), the voting system (including any lever voting system, optical scanning voting system, or direct recording electronic system) shall		
(i) permit the voter to verify (in a private and independent manner) the votes selected by the voter on the ballot before the ballot is cast and counted;	All voting systems currently used in Michigan technically meet this requirement. Ease of verification ranges from relatively easy on optical scan ballots to quite complex on punch card ballots.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
(ii) provide the voter with the opportunity (in a private and independent manner) to change the ballot or correct any error before the ballot is cast and counted (including the opportunity to correct the error through the issuance of a replacement ballot if the voter was otherwise unable to change the ballot or correct any error); and	All voting systems currently used in Michigan technically meet this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
(iii) if the voter selects votes for more than one candidate for a single office-- (I) notify the voter that the voter has selected more than one candidate for a single office on the ballot; (II) notify the voter before the ballot is cast and counted of the effect of casting multiple votes for the office; and (III) provide the voter with the opportunity to correct the ballot before the ballot is cast and counted.	Some voting systems used in Michigan meet the requirement and some do not. The following systems do not: <ul style="list-style-type: none"> <li>• Optical scan (central count)</li> <li>• Paper ballots</li> <li>• Punch card (central count)</li> </ul>	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.



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(B) A State or jurisdiction that uses a paper ballot voting system, a punch card voting system, or a central count voting system (including mail-in absentee ballots and mail-in ballots), may meet the requirements of subparagraph (A)(iii) by		
(i) establishing a voter education program specific to that voting system that notifies each voter of the effect of casting multiple votes for an office; and	Michigan does not meet this requirement. There is no uniform statewide voter education program targeted at absentee voters, paper ballot voters or voters using central count systems (punch card or optical scan).	With the implementation of the statewide uniform voting system, no action needed.
(ii) providing the voter with instructions on how to correct the ballot before it is cast and counted (including instructions on how to correct the error through the issuance of a replacement ballot if the voter was otherwise unable to change the ballot or correct any error)	All voting systems currently used in Michigan meet this requirement.	With the implementation of the statewide uniform voting system, no action needed.
(C) The voting system shall ensure that any notification required under this paragraph preserves the privacy of the voter and the confidentiality of the ballot.	All voting systems currently used in Michigan meet this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
<b>(2) AUDIT CAPACITY-</b>		
(A) IN GENERAL- The voting system shall produce a record with an audit capacity for such system.	Mechanical voting machines do not meet this requirement. All other voting systems currently used in Michigan meet this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
<b>(B) MANUAL AUDIT CAPACITY-</b>		



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(i) The voting system shall produce a permanent paper record with a manual audit capacity for such system.	Mechanical voting machines do not meet this requirement. All other voting systems currently used in Michigan meet this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
(ii) The voting system shall provide the voter with an opportunity to change the ballot or correct any error before the permanent paper record is produced.	Mechanical voting machines may not meet this requirement. (Voters can change their minds before casting their ballot, but there is no permanent paper record.) All other voting systems currently used in Michigan meet this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
(iii) The paper record produced under subparagraph (A) shall be available as an official record for any recount conducted with respect to any election in which the system is used.	Mechanical voting machines do not meet this requirement. All other voting systems currently used in Michigan meet this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
<b>(3) ACCESSIBILITY FOR INDIVIDUALS WITH DISABILITIES-</b> The voting system shall-		
(A) be accessible for individuals with disabilities, including nonvisual accessibility for the blind and visually impaired, in a manner that provides the same opportunity for access and participation (including privacy and independence) as for other voters;	No voting system in Michigan fully meets this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.



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(B) satisfy the requirement of subparagraph (A) through the use of at least one direct recording electronic voting system or other voting system equipped for individuals with disabilities at each polling place; and	Michigan does not meet this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
(C) if purchased with funds made available under title II on or after January 1, 2007, meet the voting system standards for disability access (as outlined in this paragraph).	N/A	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
(4) ALTERNATIVE LANGUAGE ACCESSIBILITY- The voting system shall provide alternative language accessibility pursuant to the requirements of section 203 of the Voting Rights Act of 1965 (42 U.S.C. 1973aa-1a).	Michigan meets this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.
(5) ERROR RATES- The error rate of the voting system in counting ballots (determined by taking into account only those errors which are attributable to the voting system and not attributable to an act of the voter) shall comply with the error rate standards established under section 3.2.1 of the voting systems standards issued by the Federal Election Commission which are in effect on the date of the enactment of this Act.	Michigan meets this requirement.	Michigan has enacted legislation which authorizes the Secretary of State to select a uniform voting system for the State with input from an advisory committee (PA 91 of 2002). The voting system selected for the establishment of the statewide voting system will meet the requirement.



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(6) UNIFORM DEFINITION OF WHAT CONSTITUTES A VOTE- Each State shall adopt uniform and nondiscriminatory standards that define what constitutes a vote and what will be counted as a vote for each category of voting system used in the State.	Michigan meets this requirement.	No action needed.



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Requirement	Michigan's Current Status	Actions Planned
<b>SEC. 302. PROVISIONAL VOTING AND VOTING INFORMATION REQUIREMENTS.</b>		
(a) PROVISIONAL VOTING REQUIREMENTS- If an individual declares that such individual is a registered voter in the jurisdiction in which the individual desires to vote and that the individual is eligible to vote in an election for Federal office, but the name of the individual does not appear on the official list of eligible voters for the polling place or an election official asserts that the individual is not eligible to vote, such individual shall be permitted to cast a provisional ballot as follows:		
(1) An election official at the polling place shall notify the individual that the individual may cast a provisional ballot in that election.	Michigan does not meet this requirement. (An opportunity to vote an "affidavit" ballot is extended to the voter.)	Michigan will seek state legislation authorizing "provisional" balloting for all public elections. (Will supplement the current availability of "affidavit" ballots.)
(2) The individual shall be permitted to cast a provisional ballot at that polling place upon the execution of a written affirmation by the individual before an election official at the polling place stating that the individual is--		
(A) a registered voter in the jurisdiction in which the individual desires to vote; and	Michigan does not fully meet this requirement.	Michigan will make necessary procedural changes to its existing "affidavit" balloting process to allow for the issuance of a "provisional" ballot in instances where the "affidavit" balloting procedure cannot be employed.
(B) eligible to vote in that election.	Michigan does not fully meet this requirement.	Michigan will make necessary procedural changes to its existing "affidavit" balloting process to allow for the issuance of a "provisional" ballot in instances where the "affidavit" balloting procedure cannot be employed. .



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(3) An election official at the polling place shall transmit the ballot cast by the individual or the voter information contained in the written affirmation executed by the individual under paragraph (2) to an appropriate State or local election official for prompt verification under paragraph (4).	Michigan does not meet this requirement.	Michigan will seek state legislation authorizing "provisional" balloting for all public elections and create procedures to comply with this section.
(4) If the appropriate State or local election official to whom the ballot or voter information is transmitted under paragraph (3) determines that the individual is eligible under State law to vote, the individual's provisional ballot shall be counted as a vote in that election in accordance with State law.	Michigan does not meet this requirement. (Current "affidavit" ballots are counted on election day after voter's eligibility to cast ballot is confirmed.)	Michigan will seek state legislation authorizing "provisional" balloting for all public elections and create procedures to comply with this section.
(5)(A) At the time that an individual casts a provisional ballot, the appropriate State or local election official shall give the individual written information that states that any individual who casts a provisional ballot will be able to ascertain under the system established under subparagraph (B) whether the vote was counted, and, if the vote was not counted, the reason that the vote was not counted.	Michigan does not meet this requirement. (The current "affidavit" ballot process covers most, but not all, individuals covered by HAVA's "provisional" balloting process.)	Michigan will seek state legislation authorizing "provisional" balloting for all public elections and create procedures to comply with this section.
(B) The appropriate State or local election official shall establish a free access system (such as a toll-free telephone number or an Internet website) that any individual who casts a provisional ballot may access to discover whether the vote of that individual was counted, and, if the vote was not counted, the reason that the vote was not counted.	Michigan does not meet this requirement.	The Department of State will establish a toll-free telephone number and a website that any individual who casts a provisional ballot can access to discover whether his or her ballot was counted and, if the ballot was not counted, the reason why the ballot was invalidated.
States described in section 4(b) of the National Voter Registration Act of 1993 (42 U.S.C. 1973gg-2(b)) may meet the requirements of this subsection using voter registration procedures established under applicable State law. The appropriate State or local official shall establish and maintain reasonable procedures necessary to protect the security, confidentiality, and integrity of personal information collected, stored, or otherwise used by the free access system established under paragraph (5)(B). Access to information about an individual provisional ballot shall be restricted to the individual who cast the ballot.	Section 4(b) of NVRA applies to states that have election day registration. Does not apply to Michigan.	Michigan is not a state described in section 4(b) of the NVRA.
<b>(b) VOTING INFORMATION REQUIREMENTS-</b>		



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(1) PUBLIC POSTING ON ELECTION DAY- The appropriate State or local election official shall cause voting information to be publicly posted at each polling place on the day of each election for Federal office.	Michigan meets this requirement.	No action needed. Michigan complies in terms of posting information, but details of what is posted will be adjusted. Method of posting will be revamped.
(2) VOTING INFORMATION DEFINED- In this section, the term 'voting information' means--		
(A) a sample version of the ballot that will be used for that election;	Michigan meets this requirement.	No action needed.
(B) information regarding the date of the election and the hours during which polling places will be open;	Michigan does not meet this requirement.	Information posted will be adjusted to meet this requirement.
(C) instructions on how to vote, including how to cast a vote and how to cast a provisional ballot;	Michigan does not fully meet this requirement.	Information posted will be adjusted to meet this requirement.
(D) instructions for mail-in registrants and first-time voters under section 303(b);	Michigan does not meet this requirement.	Information posted will be adjusted to meet this requirement.
(E) general information on voting rights under applicable Federal and State laws, including information on the right of an individual to cast a provisional ballot and instructions on how to contact the appropriate officials if these rights are alleged to have been violated; and	Michigan does not meet this requirement.	Information posted will be adjusted to meet this requirement.
(F) general information on Federal and State laws regarding prohibitions on acts of fraud and misrepresentation.	Michigan does not meet this requirement.	Information posted will be adjusted to meet this requirement.
(c) VOTERS WHO VOTE AFTER THE POLLS CLOSE- Any individual who votes in an election for Federal office as a result of a Federal or State court order or any other order extending the time established for closing the polls by a State law in effect 10 days before the date of that election may only vote in that election by casting a provisional ballot under subsection (a). Any such ballot cast under the preceding sentence shall be separated and held apart from other provisional ballots cast by those not affected by the order.	Michigan does not meet this requirement.	Michigan will seek state legislation authorizing "provisional" balloting for all public elections and create procedures to comply with this section.



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<b>SEC. 303. COMPUTERIZED STATEWIDE VOTER REGISTRATION LIST REQUIREMENTS AND REQUIREMENTS FOR VOTERS WHO REGISTER BY MAIL.</b>		
(a) COMPUTERIZED STATEWIDE VOTER REGISTRATION LIST REQUIREMENTS-		
(1) IMPLEMENTATION-		
(A) IN GENERAL- Except as provided in subparagraph (B), each State, acting through the chief State election official, shall implement, in a uniform and nondiscriminatory manner, a single, uniform, official, centralized, interactive computerized statewide voter registration list defined, maintained, and administered at the State level that contains the name and registration information of every legally registered voter in the State and assigns a unique identifier to each legally registered voter in the State (in this subsection referred to as the computerized list), and includes the following:	Michigan QVF is in compliance with this section.	No action needed.
(i) The computerized list shall serve as the single system for storing and managing the official list of registered voters throughout the State.	Michigan QVF is in compliance with this section.	No action needed.
(ii) The computerized list contains the name and registration information of every legally registered voter in the State.	Michigan QVF is in compliance with this section.	No action needed.
(iii) Under the computerized list, a unique identifier is assigned to each legally registered voter in the State.	Michigan QVF is in compliance with this section. Driver license number is unique identifier. QVF also has an internal unique identifier for each record assigned by the system.	No action needed.



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(iv) The computerized list shall be coordinated with other agency databases within the State.	Michigan QVF is in compliance with this section. The QVF exchanges information electronically with the driver license file daily and with Department of Community Health death records. Family Independence Agency (FIA) and other NVRA agency information is entered into the QVF manually by clerks and Bureau of Elections employees. While there is currently no way to exchange information electronically with FIA databases, a redesign of FIA systems may permit it in the future.	Michigan will explore the potential for electronically exchanging data with Michigan's Family Independence Agency.
(v) Any election official in the State, including any local election official, may obtain immediate electronic access to the information contained in the computerized list.	Michigan is in compliance with this section. 468 city, township and county election officials have QVF equipment. All other jurisdictions have electronic access to their files through the Internet.	No action needed.
(vi) All voter registration information obtained by any local election official in the State shall be electronically entered into the computerized list on an expedited basis at the time the information is provided to the local official.	Michigan is in compliance with this section.	No action needed. Michigan will explore the potential for extending Michigan's smaller jurisdictions with additional methods of electronically accessing the QVF system.
(vii) The chief State election official shall provide such support as may be required so that local election officials are able to enter information as described in clause (vi).	Michigan is in compliance with this section. Jurisdictions without QVF equipment may either work through their county clerks to enter registrations accepted locally or enter registrations locally using PC Anywhere software.	No action needed.
(viii) The computerized list shall serve as the official voter registration list for the conduct of all elections for Federal office in the State.	Michigan QVF is in compliance with this section. By state law, QVF is the official voter registration list for all elections in the state.	No action needed.



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(B) EXCEPTION- The requirement under subparagraph (A) shall not apply to a State in which, under a State law in effect continuously on and after the date of the enactment of this Act, there is no voter registration requirement for individuals in the State with respect to elections for Federal office.		
(2) COMPUTERIZED LIST MAINTENANCE-		
(A) IN GENERAL- The appropriate State or local election official shall perform list maintenance with respect to the computerized list on a regular basis as follows:		
(i) If an individual is to be removed from the computerized list, such individual shall be removed in accordance with the provisions of the National Voter Registration Act of 1993 (42 U.S.C. 1973gg et seq.), including subsections (a)(4), (c)(2), (d), and (e) of section 8 of such Act (42 U.S.C. 1973gg-6).	Michigan is in compliance with this section.	No action needed.
(ii) For purposes of removing names of ineligible voters from the official list of eligible voters-- (I) under section 8(a)(3)(B) of such Act (42 U.S.C. 1973gg-6(a)(3)(B)), the State shall coordinate the computerized list with State agency records on felony status; and (II) by reason of the death of the registrant under section 8(a)(4)(A) of such Act (42 U.S.C. 1973gg-6(a)(4)(A)), the State shall coordinate the computerized list with State agency records on death	Michigan is in compliance with this section. State law does not provide for the cancellation of voters due to a criminal conviction so (ii) (1) does not apply.	No action needed.
(iii) Notwithstanding the preceding provisions of this subparagraph, if a State is described in section 4(b) of the National Voter Registration Act of 1993 (42 U.S.C. 1973gg-2(b)), that State shall remove the names of ineligible voters from the computerized list in accordance with State law.	Section 4(b) of NVRA applies to States that have election day registration. Does not apply to Michigan.	Michigan is not a state described in 4(b) of the NVRA.
(B) CONDUCT- The list maintenance performed under subparagraph (A) shall be conducted in a manner that ensures that--		
(i) the name of each registered voter appears in the computerized list;	Michigan QVF is in compliance with this section.	No action needed.
(ii) only voters who are not registered or who are not eligible to vote are removed from the computerized list; and	Michigan QVF is in compliance with this section.	No action needed.



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(iii) duplicate names are eliminated from the computerized list.	Michigan QVF is in compliance with this section.	No action needed.
(3) TECHNOLOGICAL SECURITY OF COMPUTERIZED LIST- The appropriate State or local official shall provide adequate technological security measures to prevent the unauthorized access to the computerized list established under this section.	Michigan QVF is in compliance with this section.	No action needed.
(4) MINIMUM STANDARD FOR ACCURACY OF STATE VOTER REGISTRATION RECORDS- The State election system shall include provisions to ensure that voter registration records in the State are accurate and are updated regularly, including the following:		
(A) A system of file maintenance that makes a reasonable effort to remove registrants who are ineligible to vote from the official list of eligible voters. Under such system, consistent with the National Voter Registration Act of 1993 (42 U.S.C. 1973gg et seq.), registrants who have not responded to a notice and who have not voted in 2 consecutive general elections for Federal office shall be removed from the official list of eligible voters, except that no registrant may be removed solely by reason of a failure to vote.	Michigan QVF is in compliance with this section. (While the QVF can track this information, the software does not automatically remove voters who have not responded to notices. Election officials manually remove voters who have not responded to notices.)	Michigan will enhance the QVF to electronically remove voters who have not responded to notices pursuant to NVRA. Review of action by clerks will continued to be required.
(B) Safeguards to ensure that eligible voters are not removed in error from the official list of eligible voters.	Michigan QVF is in compliance with this section.	No action needed.
(5) VERIFICATION OF VOTER REGISTRATION INFORMATION-		
(A) REQUIRING PROVISION OF CERTAIN INFORMATION BY APPLICANTS-		



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<p>(i) IN GENERAL- Except as provided in clause (ii), notwithstanding any other provision of law, an application for voter registration for an election for Federal office may not be accepted or processed by a State unless the application includes-- (I) in the case of an applicant who has been issued a current and valid driver's license, the applicant's driver's license number; or (II) in the case of any other applicant (other than an applicant to whom clause (ii) applies), the last 4 digits of the applicant's social security number.</p>	<p>Michigan is not currently in full compliance with this section.</p> <ul style="list-style-type: none"> <li>• Procedure does not require that registration applicants provide driver license number or last 4 digits of applicant's Social Security Number.</li> <li>• No portion of Social Security Number is currently stored in QVF.</li> <li>• There is no provision for accepting last 4 digits of Social Security Number on voter registration applications.</li> </ul>	<p>Michigan will develop new capacities which permit the QVF to store last 4 digits of Social Security Number. Michigan will modify voter registration forms. Michigan election law will be modified to conform with federal law so provision will apply to all elections.</p>
<p>(ii) SPECIAL RULE FOR APPLICANTS WITHOUT DRIVER'S LICENSE OR SOCIAL SECURITY NUMBER- If an applicant for voter registration for an election for Federal office has not been issued a current and valid driver's license or a social security number, the State shall assign the applicant a number which will serve to identify the applicant for voter registration purposes. To the extent that the State has a computerized list in effect under this subsection and the list assigns unique identifying numbers to registrants, the number assigned under this clause shall be the unique identifying number assigned under the list.</p>	<p>Michigan QVF is in compliance with this section.</p>	<p>No action needed.</p>
<p>(iii) DETERMINATION OF VALIDITY OF NUMBERS PROVIDED- The State shall determine whether the information provided by an individual is sufficient to meet the requirements of this subparagraph, in accordance with State law.</p>	<p>The State currently matches name and driver license number provided by voter to the driver license database. Procedures are in place to correct errors and inaccuracies .</p>	<p>The State will revise Michigan election law to provide for any additional processes needed to electronically verify new registrants who register to vote by mail.</p>
<p><b>(B) REQUIREMENTS FOR STATE OFFICIALS-</b></p>		



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(i) SHARING INFORMATION IN DATABASES- The chief State election official and the official responsible for the State motor vehicle authority of a State shall enter into an agreement to match information in the database of the statewide voter registration system with information in the database of the motor vehicle authority to the extent required to enable each such official to verify the accuracy of the information provided on applications for voter registration.	Michigan QVF is in compliance with this section.	No action needed.
(ii) AGREEMENTS WITH COMMISSIONER OF SOCIAL SECURITY- The official responsible for the State motor vehicle authority shall enter into an agreement with the Commissioner of Social Security under section 205(r)(8) of the Social Security Act (as added by subparagraph (C)).	Michigan is not currently in compliance with this section.	Michigan will establish an agreement with the Commissioner of Social Security to provide for the verification of voter identification information.
<b>(b) REQUIREMENTS FOR VOTERS WHO REGISTER BY MAIL-</b>		
(1) IN GENERAL- Notwithstanding section 6(c) of the National Voter Registration Act of 1993 (42 U.S.C. 1973gg-4(c)) and subject to paragraph (3), a State shall, in a uniform and nondiscriminatory manner, require an individual to meet the requirements of paragraph (2) if--		
(A) the individual registered to vote in a jurisdiction by mail; and		
(B)(i) the individual has not previously voted in an election for Federal office in the State; or		
(ii) the individual has not previously voted in such an election in the jurisdiction and the jurisdiction is located in a State that does not have a computerized list that complies with the requirements of subsection (a).		
(2) REQUIREMENTS-		
(A) IN GENERAL- An individual meets the requirements of this paragraph if the individual--		



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(i) in the case of an individual who votes in person-- (I) presents to the appropriate State or local election official a current and valid photo identification; or (II) presents to the appropriate State or local election official a copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter;	Michigan does not meet this requirement.	Michigan will implement provision. (The majority of such voters will be electronically verified – eliminating need to seek identification.)
(ii) in the case of an individual who votes by mail, submits with the ballot-- (I) a copy of a current and valid photo identification; or (II) a copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter	Michigan does not meet this requirement. (Michigan election law currently requires the majority of such voters to vote in person.)	Michigan will implement provision.
<b>(B) FAIL-SAFE VOTING-</b>		
(i) IN PERSON- An individual who desires to vote in person, but who does not meet the requirements of subparagraph (A)(i), may cast a provisional ballot under section 302(a).	Michigan does not meet this requirement.	Michigan will implement provision.
(ii) BY MAIL- An individual who desires to vote by mail but who does not meet the requirements of subparagraph (A)(ii) may cast such a ballot by mail and the ballot shall be counted as a provisional ballot in accordance with section 302(a).	Michigan does not meet this requirement.	Michigan will implement provision.
<b>(3) INAPPLICABILITY- Paragraph (1) shall not apply in the case of a person--</b>		
(A) who registers to vote by mail under section 6 of the National Voter Registration Act of 1993 (42 U.S.C. 1973gg-4) and submits as part of such registration either--		
(i) a copy of a current and valid photo identification; or	Michigan does not meet this requirement.	Michigan will implement provision.
(ii) a copy of a current utility bill, bank statement, government check, paycheck, or government document that shows the name and address of the voter;	Michigan does not meet this requirement.	Michigan will implement provision.
(B)(i) who registers to vote by mail under section 6 of the National Voter Registration Act of 1993 (42 U.S.C. 1973gg-4) and submits with such registration either-- (I) a driver's license number; or (II) at least the last 4 digits of the individual's social security number; and	Michigan does not meet this requirement. (Michigan's current voter registration form requests the applicant's driver license number.)	Michigan will seek appropriate state legislation.



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(ii) with respect to whom a State or local election official matches the information submitted under clause (i) with an existing State identification record bearing the same number, name and date of birth as provided in such registration; or	Michigan currently implements this provision.	No action required.
(C) who is--		
(i) entitled to vote by absentee ballot under the Uniformed and Overseas Citizens Absentee Voting Act (42 U.S.C. 1973ff-1 et seq.);	Michigan is currently in compliance.	No action required.
(ii) provided the right to vote otherwise than in person under section 3(b)(2)(B)(ii) of the Voting Accessibility for the Elderly and Handicapped Act (42 U.S.C. 1973ee-1(b)(2)(B)(ii)); or	Michigan is currently in compliance.	No action required.
(iii) entitled to vote otherwise than in person under any other Federal law.	Michigan is currently in compliance.	No action required.
(4) CONTENTS OF MAIL-IN REGISTRATION FORM-		
(A) IN GENERAL- The mail voter registration form developed under section 6 of the National Voter Registration Act of 1993 (42 U.S.C. 1973gg-4) shall include the following:		
(i) The question 'Are you a citizen of the United States of America?' and boxes for the applicant to check to indicate whether the applicant is or is not a citizen of the United States.	Michigan is in compliance with this section.	No action needed.
(ii) The question 'Will you be 18 years of age on or before Election Day?' and boxes for the applicant to check to indicate whether or not the applicant will be 18 years of age or older on Election Day.	Michigan does not meet this requirement.	Michigan's mail-in voter registration form will be modified as required.
(iii) The statement 'If you checked 'no' in response to either of these questions, do not complete this form.'	Michigan does not meet this requirement. (Michigan is currently in compliance with respect to citizenship question.)	Michigan's mail-in voter registration form will be modified as required.
(iv) A statement informing the individual that if the form is submitted by mail and the individual is registering for the first time, the appropriate information required under this section must be submitted with the mail-in registration form in order to avoid the additional identification requirements upon voting for the first time.	Michigan does not meet this requirement.	Michigan's mail-in voter registration form will be modified as required.



## Help America Vote Act of 2002: State Requirements

Requirement	Michigan's Current Status	Actions Planned
<p>(B) INCOMPLETE FORMS- If an applicant for voter registration fails to answer the question included on the mail voter registration form pursuant to subparagraph (A)(i), the registrar shall notify the applicant of the failure and provide the applicant with an opportunity to complete the form in a timely manner to allow for the completion of the registration form prior to the next election for Federal office (subject to State law).</p>	<p>Michigan does not meet this requirement. (Michigan is currently in compliance with respect to citizenship question.)</p>	<p>Michigan will implement provision.</p>



Requirement	Michigan's Current Status	Actions Planned
<b>SEC. 402. ESTABLISHMENT OF STATE-BASED ADMINISTRATIVE COMPLAINT PROCEDURES TO REMEDY GRIEVANCES</b>		
(a) ESTABLISHMENT OF STATE-BASED ADMINISTRATIVE COMPLAINT PROCEDURES TO REMEDY GRIEVANCES		
(1) ESTABLISHMENT OF PROCEDURES AS CONDITION OF RECEIVING FUNDS- If a State receives any payment under a program under this Act, the State shall be required to establish and maintain State-based administrative complaint procedures which meet the requirements of paragraph (2)	Michigan does not meet this requirement.	Michigan will implement a formal procedure as required.
(2) REQUIREMENTS FOR PROCEDURES- The requirements of this paragraph are as follows:		
(A) The procedures shall be uniform and nondiscriminatory.	Michigan currently implements through an informal procedure.	Michigan will implement a formal procedure as required.
(B) Under the procedures, any person who believes that there is a violation of any provision of title III (including a violation, which has occurred, is occurring, or is about to occur) may file a complaint.	Michigan does not meet this requirement.	Michigan will implement as required.
(C) Any complaint filed under the procedures shall be in writing and notarized, and signed and sworn by the person filing the complaint.	Michigan does not meet this requirement.	Michigan will implement as required.
(D) The State may consolidate complaints filed under subparagraph (B).	Michigan currently implements through an informal procedure.	Michigan will implement a formal procedure as required.
(E) At the request of the complainant, there shall be a hearing on the record.	Michigan does not meet this requirement.	Michigan will implement as required.
(F) If, under the procedures, the State determines that there is a violation of any provision of title III, the State shall provide the appropriate remedy.	Michigan currently implements through an informal procedure.	Michigan will implement a formal procedure as required.
(G) If, under the procedures, the State determines that there is no violation, the State shall dismiss the complaint and publish the results of the procedures.	Michigan currently implements through an informal procedure.	Michigan will implement a formal procedure as required.



*Michigan Department Of State  
Bureau Of Elections  
Preliminary State Plan*

<b>Requirement</b>	<b>Michigan's Current Status</b>	<b>Actions Planned</b>
(H) The State shall make a final determination with respect to a complaint prior to the expiration of the 90-day period, which begins on the date, the complaint is filed, unless the complainant consents to a longer period for making such a determination.	Michigan does not meet this requirement.	Michigan will implement as required.
(I) If the State fails to meet the deadline applicable under subparagraph (H), the complaint shall be resolved within 60 days under alternative dispute resolution procedures established for purposes of this section. The record and other materials from any proceedings conducted under the complaint procedures established under this section shall be made available for use under the alternative dispute resolution procedures.	Michigan does not meet this requirement.	Michigan will implement as required.