

Department of State  
Elections & Campaign Finance  
Administrative Rules for Disqualification from Ballot Based Upon Contents of Affidavit of Identity  
Rule Set 2021-60 ST

NOTICE OF PUBLIC HEARING

Friday, October 1, 2021

09:00 AM

Cadillac Place Room L-150  
3044 W. Grand Blvd. Detroit, MI 48202

The Department of State will hold a public hearing to receive public comments on proposed changes to the Disqualification from Ballot Based Upon Contents of Affidavit of Identity rule set.

At least 15 weeks before the August primary election, candidates filing nominating petitions, qualifying petitions or a filing fee to access the ballot for the August primary must also file an affidavit of identity. MCL 168.558. Candidates must certify they are in compliance with the campaign finance act and have filed or paid all outstanding fines, reports, and late filing fees. Candidates providing false information on the affidavit of identity are ineligible to be certified to the ballot by the filing official. MCL 168.558(4).

The rule clarifies mandatory elements necessary to be certified by the filing official and clarifies what qualifies as an outstanding report preventing ballot access. The rules are designed to provide uniform guidance to filing officials on the mandatory elements of the affidavit of identity and requires candidates to inform filing officials of jurisdictions where the candidate has previously run for office.

By authority conferred on the Secretary of State by section 31 of the Michigan election law, 1954 PA 116, MCL 168.31 The proposed rules will take effect immediately after filing with the Secretary of State. The proposed rules are published on the State of Michigan web site at <http://www.michigan.gov/ARD> and in the Michigan Register in the 9/15/2021 issue. Copies of these proposed rules may also be obtained by mail or electronic transmission at the following address: [Elections@Michigan.gov](mailto:Elections@Michigan.gov).

Comments on these proposed rules may be made at the hearing or by mail or electronic mail at the following address until 10/1/2021 at 05:00PM.

Michigan Bureau of Elections

Email: [Elections@Michigan.gov](mailto:Elections@Michigan.gov)

Michigan Bureau of Elections, PO Box 20126 Lansing, MI 48901

The public hearing will be conducted in compliance with the 1990 Americans with Disabilities Act. If the hearing is held at a physical location, the building will be accessible with handicap parking available. Anyone needing assistance to take part in the hearing due to disability may call 517-335-3234 to make arrangements.