



THE LEGISLATURE

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Joint Committee on Administrative Rules Resolution to Introduce Bills To Enact the Subject of Rules into Law

Senator Bumstead and Representative Meerman, as chair and alternate chair of the Joint Committee on Administrative Rules, offered the following resolution:

A resolution to memorialize the decision of the Joint Committee on Administrative Rules (“Committee”) and notify the Michigan Office of Administrative Hearings and Rules Administrative Rules Division that the Committee has decided to introduce bills to enact the subject of certain proposed rules into law under MCL 24.245a(1)(c).

WHEREAS, the Michigan Office of Administrative Hearings and Rules Administrative Rules Division has presented the Committee with the following proposed rules (collectively, “Proposed Rules”):

JCAR No. 21-72
MOAHR No. 2021-60 ST
Department of State
Elections & Campaign Finance
Disqualification from Ballot Based Upon Contents of Affidavit of Identity

JCAR No. 21-73
MOAHR No. 2021-61 ST
Department of State
Elections & Campaign Finance
Signature Matching Standards for Absent Voter Ballot Applications and Absent Voter Ballot Envelopes

JCAR No. 21-74
MOAHR No. 2021-62 ST
Department of State
Elections & Campaign Finance
Online Absent Voter Ballot Application

WHEREAS on February 23, 2022, the Committee convened and, pursuant to MCL 24.245a(1)(b), voted to propose changes to the Proposed Rules;

WHEREAS on March 4, 2022, the Department of State (“Department”) notified the Committee of its intent to make changes to JCAR Nos. 21-72 and 21-73, but not JCAR No. 21-74;

WHEREAS on March 4, 2022, the Department withdrew JCAR Nos. 21-72 and 21-73, under MCL 24.245a(10)(a) as permitted by MCL 24.245c(2), and returned JCAR No. 21-74 to the Committee pursuant to MCL 24.245c(6);

WHEREAS on March 9, 2022, the Department resubmitted revised versions of JCAR Nos. 21-72 and 21-73;

WHEREAS the Committee has reviewed the resubmissions from the Department and, in exercising the discretion afforded to it under the Administrative Procedures Act, 1969 PA 306, MCL 24.201 *et seq*, decided to introduce bills enacting the subject of the Proposed Rules into law under MCL 24.245a(5);

WHEREAS, once the bills are introduced in both houses of the legislature, under MCL 24.245a(7), the Office of Administrative Hearings and Rules shall not file the Proposed Rules with the secretary of state until 270 days after the bills are introduced; now, therefore, be it

RESOLVED that the Committee has decided to introduce bills to enact the subject of the Proposed Rules into law as authorized under MCL 24.245a(1)(c); and be it further

RESOLVED that the Committee Chair and Alternate Chair shall, as soon as bills have been prepared, cause bills to be introduced in both houses of the legislature to enact JCAR Nos. 21-72, 21-73, and 21-74, as required by section 245a(5); and be it further

RESOLVED that the Chair and Alternative Chair will request Senator Wayne Schmidt, for the Senate, and Representative Julie Calley, for the House of Representatives, to sponsor and introduce the bills (Bill Draft Nos. 05368’22, 05369’22, and 05370’22).

