

HOUSE BILL No. 4649

March 25, 1991, Introduced by Reps. Berman, Scott, Middleton, Dalman, Sparks, Brackenridge, Dolan, Strand and Bouchard and referred to the Committee on House Oversight.

A bill to amend section 176 of Act No. 116 of the Public Acts of 1954, entitled "Michigan election law," being section 168.176 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 176 of Act No. 116 of the Public Acts of
2 1954, being section 168.176 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 176. (1) The office of state senator or representa-
5 tive shall become vacant on the happening of any of the following
6 events ~~—~~ before the expiration of the term of ~~such~~ HIS OR HER
7 office:

8 (A) The death of the incumbent. ~~—, his~~

9 (B) THE SENATOR'S OR REPRESENTATIVE'S resignation. ~~—, his~~

1 (C) THE SENATOR'S OR REPRESENTATIVE'S removal from office.

2 ~~his~~

3 (D) THE SENATOR OR REPRESENTATIVE ceasing to be an inhab-
4 itant of the district for which he ~~shall have been~~ OR SHE WAS
5 elected. ~~the~~

6 (E) THE SENATOR'S OR REPRESENTATIVE'S INCARCERATION FOR A
7 PERIOD OF 3 MONTHS OR MORE DURING THE TERM FOR WHICH HE OR SHE
8 WAS ELECTED.

9 (F) THE decision of a competent tribunal declaring void
10 ~~his~~ THE SENATOR'S OR REPRESENTATIVE'S election or appointment.
11 ~~or his~~

12 (G) THE refusal or neglect to take and subscribe to his OR
13 HER oath of office.

14 (2) Regardless of any change in the boundaries of any state
15 senatorial or representative district, an incumbent state senator
16 or representative shall continue to represent the district from
17 which he OR SHE was elected until his OR HER current term of
18 office ~~shall expire~~ EXPIRES or his OR HER successor is elected
19 and qualified.

20 Section 2. This amendatory act shall not take effect unless
21 Senate Joint Resolution _____ or House Joint Resolution J
22 (request no. 02093'91 *) of the 86th Legislature becomes a part
23 of the constitution as provided in section 1 of article XII of
24 the state constitution of 1963.