

HOUSE BILL No. 5380

December 9, 1991, Introduced by Reps. Middaugh, Keith, Trim, Sikkema, O'Neill and Gilmer and referred to the Committee on Education.

A bill to amend section 558 of Act No. 116 of the Public Acts of 1954, entitled "Michigan election law," as amended by Act No. 394 of the Public Acts of 1984, being section 168.558 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 558 of Act No. 116 of the Public Acts of
2 1954, as amended by Act No. 394 of the Public Acts of 1984, being
3 section 168.558 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 558. (1) ~~Any~~ A candidate filing nominating petitions
6 or A filing fee for ~~any~~ A county, state, national, city, town-
7 ship, village, or school district office in any election, at the
8 time of filing the nominating petitions or filing fee, shall file
9 with the officer with whom the petitions or fee is filed 2 copies

1 of an affidavit. The affidavit shall contain the candidate's
2 name; address; ward and precinct where registered, if qualified
3 to vote at that election; number of years of residence in the
4 state and county; and other information that may be required to
5 satisfy the officer as to the identity of the candidate. ~~A can-~~
6 ~~didate for election to office in a nonregistration school dis-~~
7 ~~trict may omit from the affidavit the ward and precinct where~~
8 ~~registered.~~ If a candidate files the affidavit with an officer
9 other than the county clerk or secretary of state, the officer
10 shall immediately forward to the county clerk 1 copy of the affi-
11 davit by first class mail. The county clerk shall immediately
12 forward 1 copy of the affidavit for state and national candidates
13 to the secretary of state by first class mail. An officer shall
14 not certify to the board of election commissioners the name of
15 any candidate who ~~shall fail~~ FAILS to comply with this
16 section.

17 (2) If petitions or filing fees are filed by or in behalf of
18 a candidate for more than 1 office, either national, state,
19 county, city, village, township, or school district, the terms of
20 which run concurrently or overlap, the candidate so filing, or in
21 behalf of whom petitions or fees were so filed, shall select the
22 1 office to which his or her candidacy is restricted within 3
23 days after the last day for the filing of petitions or filing
24 fees unless the petitions or filing fees are filed for 2 offices
25 that are combined or for offices that are not incompatible.
26 Failure to make the selection ~~shall disqualify~~ DISQUALIFIES a
27 candidate with respect to any office for which petitions or fees

1 were so filed and the name of the candidate shall not be printed
2 upon the ballot for those offices. A vote cast for that candi-
3 date at the primary or general election ensuing shall not be
4 counted and shall be void.