



HOUSE BILL No. 4149

February 3, 1993, Introduced by Reps. Byrum, Freeman, Shepich, Porreca, Yokich, Rivers, Joe Young, Jr., Stallworth, Curtis, Shugars, Olshove, DeMars, Scott, Middleton, Gernaat, Hoffman, Keith, Crissman and Willard and referred to the Committee on Education.

A bill to amend Act No. 451 of the Public Acts of 1976, entitled as amended

"The school code of 1976,"

as amended, being sections 380.1 to 380.1852 of the Michigan Compiled Laws, by adding section 1165.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 451 of the Public Acts of 1976, as
2 amended, being sections 380.1 to 380.1852 of the Michigan
3 Compiled Laws, is amended by adding section 1165 to read as
4 follows:

5 SEC. 1165. (1) THE MICHIGAN STUDENTS VOTE ADVISORY COUNCIL
6 IS CREATED IN THE DEPARTMENT OF EDUCATION AS AN ADVISORY BODY TO
7 THE STATE BOARD, TO CONSIST OF THE FOLLOWING MEMBERS:

8 (A) ONE MEMBER APPOINTED BY THE GOVERNOR.

1 (B) ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE OF
2 REPRESENTATIVES.

3 (C) ONE MEMBER APPOINTED BY THE SENATE MAJORITY LEADER.

4 (D) ONE MEMBER APPOINTED BY THE STATE BOARD IF THE STATE
5 BOARD ELECTS TO DO SO.

6 (E) ONE MEMBER APPOINTED BY THE SECRETARY OF STATE IF THE
7 SECRETARY OF STATE ELECTS TO DO SO. A MEMBER APPOINTED UNDER
8 THIS SUBDIVISION IS A NONVOTING MEMBER.

9 (F) AT LEAST 5 ADDITIONAL MEMBERS APPOINTED BY THE MEMBERS
10 APPOINTED UNDER SUBDIVISIONS (A), (B), (C), AND (D). THE ADDI-
11 TIONAL MEMBERS SHALL BE REPRESENTATIVES OF NONPROFIT, NONGOVERN-
12 MENTAL ORGANIZATIONS OTHER THAN POLITICAL PARTIES OR ORGANI-
13 ZATIONS REGISTERED UNDER THE MICHIGAN CAMPAIGN FINANCE ACT, ACT
14 NO. 388 OF THE PUBLIC ACTS OF 1976, BEING SECTIONS 169.201 TO
15 169.282 OF THE MICHIGAN COMPILED LAWS.

16 (2) A VACANCY ON THE ADVISORY COUNCIL SHALL BE FILLED IN THE
17 SAME MANNER AS THE ORIGINAL APPOINTMENT.

18 (3) THE MEMBER OF THE ADVISORY COUNCIL APPOINTED BY THE
19 STATE BOARD SHALL SERVE AS THE CHAIRPERSON OF THE ADVISORY
20 COUNCIL. HOWEVER, DURING A PERIOD WHEN THERE IS NO SUCH MEMBER
21 SERVING, THE OTHER MEMBERS SHALL ELECT A MEMBER TO SERVE AS
22 CHAIRPERSON.

23 (4) THE ADVISORY COUNCIL SHALL DO ALL OF THE FOLLOWING:

24 (A) REVIEW PROGRAMS DEVELOPED BY OTHER ENTITIES RELATED TO
25 INSTRUCTING AND ENCOURAGING STUDENTS TO VOTE AND, USING CRITERIA
26 DEVELOPED BY THE ADVISORY COUNCIL AND APPROVED BY THE STATE
27 BOARD, MAKE RECOMMENDATIONS TO THE STATE BOARD ON THE POSSIBLE

1 ADOPTION OF 1 OR MORE OF THOSE PROGRAMS FOR USE AS PART OF A
2 MICHIGAN STUDENTS VOTE PROGRAM.

3 (B) RECOMMEND MODEL CURRICULA AND RELATED EDUCATIONAL MATE-
4 RIALS FOR A MICHIGAN STUDENTS VOTE PROGRAM INSTRUCTING PUPILS AT
5 VARIOUS GRADE LEVELS ON THE ELECTORAL PROCESS AND THE IMPORTANCE
6 OF VOTING AND ON HOW TO MARK AND CAST A BALLOT, AND REPORT TO THE
7 STATE BOARD ON THE MODEL CURRICULA AND RELATED EDUCATIONAL
8 MATERIALS. THE MODEL CURRICULA AND EDUCATIONAL MATERIALS SHALL
9 BE COMPATIBLE WITH THE MODEL CORE CURRICULUM DEVELOPED UNDER
10 SECTION 1278.

11 (C) DEVELOP AND SUBMIT TO THE STATE BOARD CRITERIA FOR
12 ENSURING DIVERSITY IN THE MICHIGAN STUDENTS VOTE PROGRAM PILOT
13 PROJECTS DESCRIBED IN SUBSECTION (5).

14 (5) THE ADVISORY COUNCIL MAY DO ALL OF THE FOLLOWING:

15 (A) WORK WITH THE SECRETARY OF STATE AND LOCAL ELECTIONS
16 OFFICIALS TO DEVELOP WAYS TO CONDUCT A SIMULATED BALLOT PROGRAM
17 AT OFFICIAL VOTING PLACES AS PART OF A MICHIGAN STUDENTS VOTE
18 PROGRAM.

19 (B) ENGAGE IN PROMOTIONAL AND OTHER ACTIVITIES DESIGNED TO
20 ENCOURAGE PUPILS TO CONSIDER VOTING TO BE A DESIRABLE PRACTICE.

21 (6) AFTER CONSIDERING THE MODEL CURRICULA AND RELATED EDUCA-
22 TIONAL MATERIALS RECOMMENDED UNDER SUBSECTION (4)(B) AND ANY PRO-
23 GRAMS RECOMMENDED UNDER SUBSECTION (4)(A), THE STATE BOARD MAY
24 APPROVE 1 OR MORE PROGRAMS AS A MICHIGAN STUDENTS VOTE PROGRAM.
25 THE STATE BOARD MAY APPROVE OR MODIFY ANY PROGRAM RECOMMENDED BY
26 THE ADVISORY COUNCIL OR MAY CONSIDER AND APPROVE AS A MICHIGAN

1 STUDENTS VOTE PROGRAM A PROGRAM THAT WAS NOT RECOMMENDED BY THE
2 ADVISORY COUNCIL.

3 (7) TO BE APPROVED BY THE STATE BOARD, A MICHIGAN STUDENTS
4 VOTE PROGRAM SHALL MEET ALL OF THE FOLLOWING:

5 (A) SHALL PRESENT ELECTORAL ISSUES IN A NEUTRAL AND INFORMA-
6 TIVE MANNER THAT IS NOT LIKELY TO CREATE A BIAS FOR OR AGAINST A
7 POLITICAL PARTY OR A CANDIDATE OR MEASURE ON THE BALLOT.

8 (B) SHALL CONTAIN CLASSROOM CURRICULA THAT INCLUDE AT LEAST
9 INSTRUCTION IN THE ELECTORAL PROCESS AND THE IMPORTANCE OF VOTING
10 AND IN HOW TO MARK AND CAST A BALLOT.

11 (C) SHALL ALLOW A PUPIL TO CAST A SIMULATED BALLOT ON THE
12 REGULAR ELECTION DAY AT THE OFFICIAL VOTING PLACE ESTABLISHED FOR
13 REGISTERED VOTERS IN THE PUPIL'S PRECINCT OF RESIDENCE.

14 (D) SUBJECT TO SUBSECTION (8), SHALL INCLUDE ON THE SIMU-
15 LATED BALLOT ALL OF THE FOLLOWING THAT ARE ON THE OFFICIAL BALLOT
16 FOR A PARTICULAR ELECTION:

17 (i) THE OFFICES OF PRESIDENT AND VICE PRESIDENT OF THE
18 UNITED STATES, UNITED STATES SENATOR, UNITED STATES REPRESENTA-
19 TIVE, GOVERNOR AND LIEUTENANT GOVERNOR, STATE SENATOR, STATE REP-
20 RESENTATIVE, STATE ATTORNEY GENERAL, SECRETARY OF STATE, MEMBER
21 OF THE STATE BOARD, AND MEMBER OF AN ELECTED STATE UNIVERSITY
22 GOVERNING BOARD.

23 (ii) ALL STATEWIDE BALLOT PROPOSALS.

24 (8) A SCHOOL DISTRICT THAT IMPLEMENTS A MICHIGAN STUDENTS
25 VOTE PROGRAM APPROVED BY THE STATE BOARD MAY ADD OFFICES OR
26 BALLOT PROPOSALS TO OR DELETE BALLOT PROPOSALS FROM THE SIMULATED
27 BALLOT PRESCRIBED IN SUBSECTION (7)(D).

1 (9) BEGINNING JANUARY 1, 1994, THE STATE BOARD MAY AWARD A
2 GRANT TO A SCHOOL DISTRICT TO ASSIST THE SCHOOL DISTRICT TO
3 IMPLEMENT A STATE BOARD APPROVED MICHIGAN STUDENTS VOTE PROGRAM
4 AS A PILOT PROJECT. THE GRANT SHALL BE MADE FROM THE MICHIGAN
5 STUDENTS VOTE FUND ESTABLISHED UNDER SUBSECTION (11). TO THE
6 EXTENT PRACTICABLE, THE STATE BOARD SHALL ENSURE THAT GRANTS
7 AWARDED UNDER THIS SUBSECTION ARE MADE TO SCHOOL DISTRICTS THAT
8 ARE DIVERSE AS TO GEOGRAPHIC LOCATION, SIZE, POPULATION, AND
9 DEMOGRAPHIC CHARACTERISTICS, TAKING INTO CONSIDERATION THE CRI-
10 TERIA FOR DIVERSITY DEVELOPED BY THE ADVISORY COUNCIL UNDER
11 SUBSECTION (4)(C).

12 (10) A SCHOOL DISTRICT MAY ADOPT AND USE ANY MICHIGAN STU-
13 DENTS VOTE PROGRAM APPROVED BY THE STATE BOARD, WHETHER OR NOT
14 THE SCHOOL DISTRICT RECEIVES A PILOT PROJECT GRANT UNDER
15 SUBSECTION (9), OR MAY ADOPT, DEVELOP, OR USE ANOTHER SIMULATED
16 OR MOCK ELECTION CURRICULUM OR PROGRAM. HOWEVER, BEGINNING
17 JANUARY 1, 1994, ONLY PUPILS PARTICIPATING IN A STATE BOARD
18 APPROVED MICHIGAN STUDENTS VOTE PROGRAM SHALL BE ALLOWED TO CAST
19 A SIMULATED BALLOT ON THE ELECTION DAY AT AN OFFICIAL VOTING
20 PLACE. IF A SCHOOL DISTRICT ADOPTS AND USES A STATE BOARD
21 APPROVED MICHIGAN STUDENTS VOTE PROGRAM IN 1 OR MORE GRADE
22 LEVELS, THE SCHOOL DISTRICT SHALL NOT HAVE THE PARTICIPATING
23 PUPILS CAST A SIMULATED BALLOT ON THE ELECTION DAY AT AN OFFICIAL
24 VOTING PLACE UNLESS THE SCHOOL DISTRICT MAKES THE PROGRAM AVAIL-
25 ABLE TO ALL PUPILS IN THE SCHOOL DISTRICT IN THOSE GRADE LEVELS.

26 (11) THERE IS CREATED THE MICHIGAN STUDENTS VOTE FUND AS A
27 SEPARATE FUND IN THE STATE TREASURY, TO BE ADMINISTERED BY THE

1 STATE BOARD. THE STATE BOARD MAY ACCEPT MONEY FOR THE FUND FROM
2 ANY SOURCE AND SHALL DEPOSIT THAT MONEY WITH THE STATE TREASURER
3 FOR CREDIT TO THE FUND. THE FUND SHALL BE USED TO FUND GRANTS
4 MADE UNDER SUBSECTION (9) AND FOR FUNDING THE ACTIVITIES OF THE
5 MICHIGAN STUDENTS VOTE ADVISORY COUNCIL. THE STATE TREASURER
6 SHALL DIRECT THE INVESTMENT OF THE FUND MONEY AND SHALL CREDIT
7 EARNINGS TO THE FUND. MONEY IN THE FUND AT THE END OF A FISCAL
8 YEAR SHALL NOT REVERT TO THE GENERAL FUND BUT SHALL BE CARRIED
9 OVER IN THE FUND TO THE NEXT SUCCEEDING FISCAL YEAR.

10 Section 2. This amendatory act shall not take effect unless
11 Senate Bill No. _____ or House Bill No. _____ (request
12 no. 01825'93 a) of the 87th Legislature is enacted into law.