



# HOUSE BILL No. 4319

February 7, 1995, Introduced by Reps. Berman, Martinez, DeHart, Hanley, DeMars, Cherry, Gire, McBryde, Gubow, Pitoniak, Scott, Tesanovich, Parks, Anthony, Harder, Wetters and McManus and referred to the Committee on Local Government.

A bill to amend section 613a of Act No. 116 of the Public Acts of 1954, entitled "Michigan election law," as added by Act No. 275 of the Public Acts of 1988, being section 168.613a of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 613a of Act No. 116 of the Public Acts  
2 of 1954, as added by Act No. 275 of the Public Acts of 1988,  
3 being section 168.613a of the Michigan Compiled Laws, is amended  
4 to read as follows:

5 Sec. 613a. (1) ~~A~~ EXCEPT AS OTHERWISE PROVIDED IN THIS  
6 SUBSECTION, A statewide presidential primary election shall be  
7 conducted under this act on the third Tuesday in March in each  
8 presidential election year. BEGINNING IN 1996, A STATEWIDE  
9 PRESIDENTIAL PRIMARY ELECTION SHALL BE CONDUCTED UNDER THIS ACT

1 IN EACH PRESIDENTIAL ELECTION YEAR ON 1 OF THE FOLLOWING DAYS,  
2 WHICHEVER DAY FIRST OCCURS:

3 (A) THE THIRD TUESDAY IN MARCH.

4 (B) IF A PRESIDENTIAL PRIMARY ELECTION OR CAUCUS TO SELECT  
5 PRESIDENTIAL CANDIDATES IS CONDUCTED IN ANOTHER STATE ON A SUNDAY  
6 OR MONDAY, THE TUESDAY OF THE WEEK BEFORE THAT PRIMARY OR  
7 CAUCUS.

8 (C) IF A PRESIDENTIAL PRIMARY ELECTION OR CAUCUS TO SELECT  
9 PRESIDENTIAL CANDIDATES IS CONDUCTED IN ANOTHER STATE ON A  
10 TUESDAY THROUGH SATURDAY, THE TUESDAY OF THE WEEK OF THAT PRIMARY  
11 OR CAUCUS.

12 (2) A political party that received 5% or less of the total  
13 vote cast nationwide for the office of president in the last  
14 presidential election shall not participate in the presidential  
15 primary election.

16 (3) AS EARLY AS PRACTICABLE UNDER THE CIRCUMSTANCES, THE  
17 SECRETARY OF STATE SHALL DESIGNATE THE DAY ON WHICH A STATEWIDE  
18 PRESIDENTIAL PRIMARY SHALL BE CONDUCTED IN COMPLIANCE WITH THIS  
19 SECTION. IF CIRCUMSTANCES WARRANT, THE SECRETARY OF STATE MAY  
20 REDESIGNATE THE DAY ON WHICH A STATEWIDE PRESIDENTIAL PRIMARY  
21 ELECTION SHALL BE CONDUCTED IN COMPLIANCE WITH THIS SECTION. THE  
22 SECRETARY OF STATE SHALL MAKE A REDESIGNATION UNDER THIS SUBSEC-  
23 TION BEFORE THE LATEST DATE PRACTICABLE IN ORDER TO GIVE ADEQUATE  
24 NOTICE OF THE STATEWIDE PRESIDENTIAL PRIMARY ELECTION TO THE  
25 PUBLIC AND ALL ELECTION OFFICIALS.