



HOUSE BILL No. 4373

February 9, 1995, Introduced by Reps. Brackenridge, Hammerstrom, McBryde, Bodem, Dobb, Dolan, DeMars, Dalman and Bobier and referred to the Committee on Local Government.

A bill to amend section 972 of Act No. 116 of the Public Acts of 1954, entitled "Michigan election law," as amended by Act No. 26 of the Public Acts of 1989, being section 168.972 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 972 of Act No. 116 of the Public Acts of
2 1954, as amended by Act No. 26 of the Public Acts of 1989, being
3 section 168.972 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 972. (1) Except as provided in subsection (2), a can-
6 didate for a nonpartisan office shall be nominated and voted for
7 in an election scheduled pursuant to section 971 by filing a
8 nominating petition not later than 4 p.m. on the fifteenth day
9 after the election is called. The nominating petition shall be

1 filed with the clerk or secretary of the electoral district and
2 signed by not less than 3% of the registered and qualified elec-
3 tors of the electoral district. However, a nominating petition
4 for the office of district library board member shall be signed
5 by not less than 3% of the number of persons voting in the dis-
6 trict library district at the last election at which district
7 library board members were elected and filed with the clerk of
8 the largest county or, if a school district is a participating
9 municipality, with the secretary of the largest participating
10 school district. ~~For the purposes of~~ AS USED IN this subsec-
11 tion, ~~the term "largest" has the meaning ascribed to it~~ MEANS
12 THAT TERM AS DEFINED in section 2 of the district library estab-
13 lishment act, ACT NO. 24 OF THE PUBLIC ACTS OF 1989, BEING SEC-
14 TION 397.172 OF THE MICHIGAN COMPILED LAWS.

15 (2) This subsection applies to an election to fill a vacancy
16 for an unexpired term created by a recall of a member of a board
17 of education of a school district, if the election is scheduled
18 to be held on the same date as an annual school election or a
19 general election. A petition filed by a candidate shall be
20 signed by a number of registered and qualified electors of the
21 school district equal to not less than 1% of the total number of
22 votes received by the candidate for member of the board of educa-
23 tion who received the greatest number of votes at the last elec-
24 tion at which members of the board of education were elected, but
25 the number shall not be less than 20. The petition shall clearly
26 state that it relates to the filling of a vacancy for an
27 unexpired term and, THROUGH DECEMBER 31, 1995, shall be filed

1 with the secretary of the board or in the office of the board of
2 education not later than 4 p.m. on the fifteenth day after the
3 election is called. AFTER DECEMBER 31, 1995, A PETITION FILED
4 PURSUANT TO THIS SUBSECTION SHALL BE FILED WITH THE CLERK OF THE
5 CITY, VILLAGE, OR TOWNSHIP IN WHICH THE SCHOOL DISTRICT IS
6 LOCATED.