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CANDIDATE AFFIDAVITS

House Bill 5055

Sponsor: Rep. Marc Shulman

Committee: Constitutional Law and Ethics

Complete to 11-1-99

A SUMMARY OF HOUSE BILL 5055 AS INTRODUCED 10-26-99

House Bill 5055 would amend the Michigan Election Law (MCL 168.558 et al.) to:

** require candidates, when filing nominating petitions, to file with the required affidavit a statement that, as of the date of the affidavit, all statements, reports, filing fees, late filing fees, and fines required of the candidate or any candidate committee organized to support the candidate had been filed or paid;

** make it perjury for a person to make a false affidavit or swore falsely while under oath as to the bill's proposed requirements (in addition to the current provisions that make it perjury to do so for the purpose of securing registration, voting at an election, or qualifying as a candidate for elective office); and

** prohibit the board of county or state canvassers from preparing a certificate of determination for a candidate who raised or spent more than \$1,000 on the campaign until the candidate had filed with the board of canvassers an affidavit stating not only the above (regarding the filing or payment of statements, reports, fees, and fines), but also that the candidate acknowledged that making a false statement in the affidavit was perjury punishable by a fine of up to \$1,000 or imprisonment for up to 90 days, or both. The bill also would require the board of county canvassers to contact the appropriate agency to determine whether all required statements and reports had been filed and all required filing fees, late filing fees, and fines had been paid.

House Bill 5055 (11-1-99)

Analyst: S. Ekstrom

■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.