



HOUSE BILL No. 6005

September 27, 2000, Introduced by Rep. Patterson and referred to the Committee on Constitutional Law and Ethics.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending section 163 (MCL 168.163), as amended by 1999 PA
218.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 163. (1) ~~To obtain the printing of~~ EXCEPT AS PRO-
2 VIDED IN SUBSECTION (2), IN ORDER FOR the name of a person as a
3 candidate for nomination by a political party for the office of
4 state senator or STATE representative TO APPEAR under a particu-
5 lar party heading ~~upon~~ ON the official primary ~~ballots in the~~
6 ~~various election precincts of a district, there shall be filed~~
7 ~~nominating petitions~~ BALLOT, A NOMINATING PETITION SHALL BE
8 signed by a number of qualified and registered electors residing
9 in the district as determined under section 544f. If the
10 district comprises more than 1 county, the nominating ~~petitions~~

1 PETITION shall be filed with the secretary of state. If the
2 district ~~comprises~~ IS WITHIN 1 county, ~~or less,~~ the nominat-
3 ing ~~petitions~~ PETITION shall be filed with the county clerk of
4 that county. Nominating petitions shall be in the form pre-
5 scribed in section 544c. The NOMINATING PETITION SHALL BE FILED
6 WITH THE secretary of state ~~and the various county clerks shall~~
7 ~~receive nominating petitions for filing in accordance with this~~
8 ~~act up to~~ OR COUNTY CLERK NO LATER THAN 4 p.m. of the twelfth
9 Tuesday ~~preceding~~ BEFORE the August primary.

10 (2) ~~In lieu~~ INSTEAD of filing a nominating petition, THE
11 CANDIDATE MAY PAY a filing fee of \$100.00 ~~may be paid~~ to the
12 county clerk or, for a candidate in a district comprising more
13 than 1 county, to the secretary of state. Payment of the fee and
14 certification of the name of the candidate paying the fee ~~shall~~
15 ~~be~~ ARE governed by the same provisions as ~~in the case of~~ FOR A
16 nominating ~~petitions~~ PETITION. The fee shall be deposited in
17 the general fund of the county OR STATE and shall be refunded to
18 candidates who are nominated and to an equal number of candidates
19 who receive the next highest number of votes in the primary
20 election. If 2 or more candidates tie in having the lowest
21 number of votes allowing a refund, the sum of \$100.00 shall be
22 divided among them. A refund of a deposit shall not be made to a
23 candidate who withdraws as a candidate.