

SENATE BILL No. 1539

September 24, 2008, Introduced by Senators GLEASON and McMANUS and referred to the Committee on Campaign and Election Oversight.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
(MCL 168.1 to 168.992) by adding section 473a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 473A. (1) BEFORE THE SUPPORTERS OF A BALLOT QUESTION
2 PETITION PROPOSING A CONSTITUTIONAL AMENDMENT, INITIATION OF
3 LEGISLATION, OR REFERENDUM OF LEGISLATION CIRCULATE THE BALLOT
4 QUESTION PETITION FOR SIGNATURES, THE SUPPORTERS OF THE BALLOT
5 QUESTION PETITION SHALL SUBMIT THE PROPOSED BALLOT QUESTION
6 PETITION TO THE SECRETARY OF STATE.

7 (2) UPON RECEIPT OF THE PROPOSED BALLOT QUESTION PETITION, THE
8 SECRETARY OF STATE SHALL FORWARD THE PROPOSED BALLOT QUESTION
9 PETITION TO THE BOARD OF STATE CANVASSERS.

1 (3) WITHIN 30 DAYS AFTER RECEIPT OF PROPOSED BALLOT QUESTION
2 PETITION FROM THE SECRETARY OF STATE AS PROVIDED IN SUBSECTION (2),
3 THE BOARD OF STATE CANVASSERS SHALL MEET AND APPROVE OR DENY THE
4 PROPOSED BALLOT QUESTION PETITION. IN DETERMINING WHETHER TO
5 APPROVE OR DENY THE PROPOSED BALLOT QUESTION PETITION, THE BOARD OF
6 STATE CANVASSERS SHALL CONSIDER WHETHER THE PROPOSED BALLOT
7 QUESTION PETITION IS OF SUFFICIENT CLARITY TO CLEARLY IDENTIFY THE
8 PURPOSE OF THE PROPOSED CONSTITUTIONAL AMENDMENT, INITIATIVE, OR
9 REFERENDUM.

10 (4) IF THE BOARD OF STATE CANVASSERS FAILS TO APPROVE OR DENY
11 THE PROPOSED BALLOT QUESTION PETITION WITHIN THE TIME REQUIRED BY
12 SUBSECTION (3), THE PROPOSED BALLOT QUESTION PETITION IS CONSIDERED
13 APPROVED AS SUBMITTED.

14 (5) IF THE BOARD OF STATE CANVASSERS DENIES THE PROPOSED
15 BALLOT QUESTION PETITION, THE BOARD OF STATE CANVASSERS SHALL
16 NOTIFY THE SUPPORTERS OF THE BALLOT QUESTION PETITION OF THE DENIAL
17 AND THE REASON FOR THE DENIAL. THIS SUBSECTION DOES NOT PROHIBIT A
18 PERSON FROM RESUBMITTING A PROPOSED BALLOT QUESTION PETITION TO THE
19 BOARD OF STATE CANVASSERS FOR REVIEW AND APPROVAL UNDER THIS
20 SECTION.