

SENATE BILL No. 455

April 22, 2009, Introduced by Senator BROWN and referred to the Committee on Campaign and Election Oversight.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending section 866 (MCL 168.866).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 866. ~~(1) Such petitions for recount, be such~~ **EXCEPT AS**
2 **OTHERWISE PROVIDED IN SUBSECTION (2), RECOUNT PETITIONS, EITHER** for
3 an office or proposition, other than those filed with the ~~state~~
4 board of **STATE** canvassers, shall be filed with the clerk of the
5 board of canvassers, which board originally conducted the canvass.

6 **(2) FOR A SCHOOL DISTRICT ELECTION, RECOUNT PETITIONS, EITHER**
7 **FOR AN OFFICE OR PROPOSITION, SHALL BE FILED WITH THE CLERK OF THE**
8 **BOARD OF CANVASSERS, WHICH BOARD CERTIFIED THE RESULT OF THE SCHOOL**
9 **DISTRICT ELECTION.**

10 ~~(3) In all cases, such~~ **RECOUNT** petitions shall be filed within

1 6 days after the original canvass has been completed by the county,
2 city, township, village, or district board of canvassers. A copy of
3 ~~any such~~**THE RECOUNT** petition shall also be filed with the
4 secretary of state within 2 days after the time the original
5 **RECOUNT** petition is filed with the board of county canvassers as
6 provided in this section. ~~In case~~**IF** the office or proposition in
7 question ~~be~~**IS** a city, ward, township, village, or district office
8 or proposition, a copy of ~~such~~**THE RECOUNT** petition shall not be
9 filed with the secretary of state, but a copy shall be transmitted
10 within 24 hours to the clerk of the board of county canvassers by
11 the appropriate local clerk if the recount fee has been paid.

12 Enacting section 1. This amendatory act does not take effect
13 unless all of the following bills of the 95th Legislature are
14 enacted into law:

- 15 (a) Senate Bill No. 129.
16 (b) Senate Bill No. 130.