

# SENATE BILL No. 1160

December 4, 2014, Introduced by Senator RICHARDVILLE and referred to the Committee on Local Government and Elections.

A bill to amend 1954 PA 116, entitled  
"Michigan election law,"  
by amending section 641 (MCL 168.641), as amended by 2005 PA 71.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 641. (1) Except as otherwise provided in this section,  
2       ~~and sections 642 and 642a, beginning January 1, 2005, an election~~  
3       held under this act shall be held on 1 of the following regular  
4       election dates:

5       (a) The February regular election date, which is the fourth  
6       Tuesday in February. **HOWEVER, IN EACH PRESIDENTIAL ELECTION YEAR**  
7       **WHEN A STATEWIDE PRESIDENTIAL PRIMARY IS HELD UNDER SECTION 613A,**  
8       **THE FEBRUARY REGULAR ELECTION DATE IS THE FIRST TUESDAY IN MARCH.**

9       (b) The May regular election date, which is the first Tuesday  
10      after the first Monday in May.

1 (c) The August regular election date, which is the first  
2 Tuesday after the first Monday in August.

3 (d) The November regular election date, which is the first  
4 Tuesday after the first Monday in November.

5 (2) If an elective office is listed by name in section 643,  
6 requiring the election for that office to be held at the general  
7 election, and if candidates for the office are nominated at a  
8 primary election, the primary election shall be held on the August  
9 regular election date.

10 (3) Except as otherwise provided in this subsection and  
11 subsection (4), a special election shall be held on a regular  
12 election date. A special election called by the governor under  
13 section 145, 178, 632, 633, or 634 to fill a vacancy or called by  
14 the legislature to submit a proposed constitutional amendment as  
15 authorized in section 1 of article XII of the state constitution of  
16 1963 may, but is not required to be, held on a regular election  
17 date.

18 (4) A school district may call a special election to submit a  
19 ballot question to borrow money, increase a millage, or establish a  
20 bond if an initiative petition is filed with the county clerk. The  
21 petition shall be signed by a number of qualified and registered  
22 electors of the district equal to not less than 10% of the electors  
23 voting in the last gubernatorial election in that district or 3,000  
24 signatures, whichever number is lesser. Section 488 applies to a  
25 petition to call a special election for a school district under  
26 this section. In addition to the requirements set forth in section  
27 488, the proposed date of the special election shall appear beneath

1 the petition heading, and the petition shall clearly state the  
2 amount of the millage increase or the amount of the loan or bond  
3 sought and the purpose for the millage increase or the purpose for  
4 the loan or bond. The petition shall be filed with the county clerk  
5 by 4 p.m. of the twelfth Tuesday before the proposed date of the  
6 special election. The petition signatures shall be obtained within  
7 60 days before the filing of the petition. Any signatures obtained  
8 more than 60 days before the filing of the petition are not valid.  
9 If the special election called by the school district is not  
10 scheduled to be held on a regular election date as provided in  
11 subsection (1), the special election shall be held on a Tuesday. A  
12 special election called by a school district under this subsection  
13 shall not be held within 30 days before or 35 days after a regular  
14 election date as provided in subsection (1). A school district may  
15 only call 1 special election pursuant to this subsection in each  
16 calendar year.

17 ~~—— (5) The secretary of state shall make a report to the house~~  
18 ~~and senate committees that consider election issues by December 1,~~  
19 ~~2006. The secretary of state shall report about the special~~  
20 ~~elections held under this subsection, including, but not limited~~  
21 ~~to, all of the following:~~

22 ~~—— (a) The number of times a special election has been held.~~

23 ~~—— (b) Which school districts have held special elections.~~

24 ~~—— (c) Information about the success rate of the ballot question~~  
25 ~~submitted at the special elections.~~

26 ~~—— (d) Information about voter turnout, including the percentage~~  
27 ~~and number of registered voters who voted in each special election.~~

1           (5) ~~(6)~~—The secretary of state shall direct and supervise the  
2 consolidation of all elections held under this act.

3           (6) ~~(7)~~—This section shall be known and may be cited as the  
4 "Hammerstrom election consolidation law".

5           Enacting section 1. This amendatory act does not take effect  
6 unless Senate Bill No.\_\_\_\_ or House Bill No.\_\_\_\_ (request no.  
7 06351'14) of the 97th Legislature is enacted into law.