

HOUSE BILL No. 4273

March 4, 2015, Introduced by Reps. Heise, Lyons, Lauwers, Kesto, Leutheuser and Jacobsen and referred to the Committee on 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 and
2 ~~sections 642 and 642a, beginning January 1, 2005, SECTION 613A, an~~
3 election held under this act shall be held on 1 of the following
4 regular election dates:

5 ~~(a) The February regular election date, which is the fourth~~
6 ~~Tuesday in February.~~

7 (A) ~~(b)~~ The May regular election date, which is the first
8 Tuesday after the first Monday in May.

9 (B) ~~(c)~~ The August regular election date, which is the first
10 Tuesday after the first Monday in August.

11 (C) ~~(d)~~ The November regular election date, which is the first

1 Tuesday after the first Monday in November.

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

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

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

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

14 ~~—— (5) The secretary of state shall make a report to the house~~
15 ~~and senate committees that consider election issues by December 1,~~
16 ~~2006. The secretary of state shall report about the special~~
17 ~~elections held under this subsection, including, but not limited~~
18 ~~to, all of the following:~~

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

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

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

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

25 (5) ~~(6)~~ The secretary of state shall direct and supervise the
26 consolidation of all elections held under this act.

27 (6) ~~(7)~~ This section shall be known and may be cited as the

1 "Hammerstrom election consolidation law".

2 Enacting section 1. This amendatory act takes effect 90 days
3 after the date it is enacted into law.

4 Enacting section 2. This amendatory act does not take effect
5 unless all of the following bills of the 98th Legislature are
6 enacted into law:

7 (a) Senate Bill No.____ or House Bill No.____ (request no.
8 01310'15).

9 (b) Senate Bill No.____ or House Bill No.____ (request no.
10 01312'15).

11 (c) Senate Bill No.____ or House Bill No.____ (request no.
12 01313'15).

13 (d) Senate Bill No.____ or House Bill No.____ (request no.
14 01314'15).

15 (e) Senate Bill No.____ or House Bill No.____ (request no.
16 01315'15).

17 (f) Senate Bill No.____ or House Bill No.____ (request no.
18 01316'15).