

**SUBSTITUTE FOR  
HOUSE BILL NO. 4749**

A bill to amend 1954 PA 116, entitled  
"Michigan election law,"  
by amending section 254 (MCL 168.254), as amended by 2018 PA 120.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 254. (1) To obtain the printing of the name of a person  
2 as a candidate for nomination by a political party for the office  
3 of county road commissioner under a particular party heading upon  
4 the official primary ballots, there must be filed with the county  
5 clerk of the county nominating petitions signed by a number of  
6 qualified and registered electors residing within the county as  
7 determined under section 544f. Nominating petitions must be in the  
8 form prescribed in section 544c. The county clerk shall receive  
9 nominating petitions up to 4 p.m. of the fifteenth Tuesday before

1 the August primary in which county road commissioners are to be  
2 elected.

3 (2) To obtain the printing of the name of a candidate of a  
4 political party under the particular party's heading upon the  
5 primary election ballots in the various voting precincts of the  
6 county, there may be filed by each candidate, in lieu of filing  
7 nominating petitions, a **NONREFUNDABLE** filing fee of \$100.00 to be  
8 paid to the county clerk. Payment of the fee and certification of  
9 the name of the candidate paying the fee are governed by the same  
10 provisions as in the case of nominating petitions. The fee must be  
11 deposited in the general fund of the county. ~~and must be returned~~  
12 ~~to all candidates who are nominated and to an equal number of~~  
13 ~~candidates who received the next highest number of votes in the~~  
14 ~~primary election. If 2 or more candidates tie in having the lowest~~  
15 ~~number of votes allowing a refund, the sum of \$100.00 must be~~  
16 ~~divided among them. The deposits of all other defeated candidates,~~  
17 ~~as well as the deposits of candidates who withdraw or are~~  
18 ~~disqualified, are forfeited and the candidates must be notified of~~  
19 ~~the forfeitures. Deposits forfeited under this section must be paid~~  
20 ~~into and credited to the general fund of the county.~~

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

23 Enacting section 2. This amendatory act does not take effect  
24 unless all of the following bills of the 99th Legislature are  
25 enacted into law:

26 (a) House Bill No. 4745.

27 (b) House Bill No. 4747.

- 1 (c) House Bill No. 4748.
- 2 (d) House Bill No. 4750.
- 3 (e) House Bill No. 4809.
- 4 (f) House Bill No. 4810.