

# HOUSE BILL No. 5199

October 31, 2017, Introduced by Rep. Lilly and referred to the Committee on Elections and Ethics.

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 842 (MCL 168.842), as amended by 2004 PA 92.

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

1           Sec. 842. (1) The board of state canvassers, for the purpose  
2 of canvassing the returns and ascertaining and determining the  
3 result of an election, shall meet at the office of the secretary of  
4 state on or before the twentieth day after the election. The  
5 secretary of state shall appoint the day of the meeting and shall  
6 notify the other members of the board. The board has power to  
7 adjourn from time to time to await the receipt or correction of  
8 returns, or for other necessary purposes, but shall complete the  
9 canvass and announce their determination not later than the  
10 fortieth day after the election. The board may at the time of its  
11 meeting, or an adjournment of its meeting, canvass the returns for

1 any office for which the complete returns have been received.

2 (2) If the unofficial election returns show that the election  
3 of electors of ~~president~~**PRESIDENT** and ~~vice president~~**VICE**  
4 **PRESIDENT OF THE UNITED STATES** is determined by a vote differential  
5 between the first place and second place candidates for ~~president~~  
6 **PRESIDENT** and ~~vice president~~**VICE PRESIDENT** of the United States of  
7 less than 25,000 votes, the secretary of state ~~may~~**SHALL** direct the  
8 boards of county canvassers to canvass returns for electors of  
9 ~~president~~**PRESIDENT** and ~~vice president~~**VICE PRESIDENT OF THE UNITED**  
10 **STATES** on an expedited schedule. The secretary of state may direct  
11 the boards of county canvassers to complete the statements for  
12 electors of ~~president~~**PRESIDENT** and ~~vice president~~**VICE PRESIDENT**  
13 **OF THE UNITED STATES** required by section 824 and certify the  
14 statements as required by section 828 to the secretary of state by  
15 the seventh day after the election or by a date before the  
16 fourteenth day after the election.

17 (3) The secretary of state may appoint the day for the board  
18 of state canvassers to conduct the expedited canvass of the returns  
19 for electors of ~~president~~**PRESIDENT** and ~~vice president~~**VICE**  
20 **PRESIDENT OF THE UNITED STATES** and determine the results of that  
21 election. The day appointed for the expedited canvass ~~shall~~**MUST** be  
22 as soon as practicable after receipt of the returns from the boards  
23 of county canvassers, but no later than the twentieth day after the  
24 election.

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