

HOUSE BILL No. 5515

February 6, 2018, Introduced by Reps. VerHeulen, Lower, Hornberger, Webber, Kelly,
Lucido, Howrylak and Bellino and referred to the Committee on Elections and Ethics.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending sections 590a, 590b, 643, and 697 (MCL 168.590a,
168.590b, 168.643, and 168.697), section 590a as added by 1988 PA
116, section 590b as amended by 1990 PA 329, and section 643 as
amended by 2003 PA 302; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 590a. (1) The form, size, and contents of a qualifying
2 petition ~~shall~~**MUST** be prescribed by the secretary of state and **BE**
3 in substantially the same form as provided in section 590h.

4 (2) A qualifying petition for the office of ~~president~~
5 **PRESIDENT** of the United States, United States ~~senator,~~
6 ~~representative~~**SENATOR, REPRESENTATIVE** in Congress, governor,

1 secretary of state, attorney general, state senator, state
2 representative, ~~state board of education, board of regents of the~~
3 ~~university of Michigan, board of trustees of Michigan state~~
4 ~~university, board of governors of Wayne state university, or~~
5 justice of the supreme court may be circulated on a countywide
6 basis. The form of a qualifying petition that is circulated
7 countywide ~~shall~~ **MUST** be prescribed by the secretary of state and
8 **BE** in substantially the same form as provided in section 590h.

9 Sec. 590b. (1) Except as provided in subsection (2) and
10 subject to the requirements prescribed in subsections (3) and (4),
11 a qualifying petition for an office ~~shall~~ **MUST** be signed by a
12 number of qualified and registered electors of the district that is
13 represented by the office being sought by the candidate equal to
14 not less than 2% of the total number of votes cast for all
15 candidates for governor in the district at the last election in
16 which a governor was elected. In any case, at least 15 signatures
17 ~~shall~~ **MUST** be submitted.

18 (2) Subject to the requirements of subsections (3) and (4), if
19 a qualifying petition is for a statewide elective office, the
20 qualifying petition ~~shall~~ **MUST** be signed by a number of qualified
21 and registered electors of this state equal to not less than 1% of
22 the total number of votes cast for all candidates for governor at
23 the last election in which a governor was elected.

24 (3) All signatures on a qualifying petition ~~shall~~ **MUST** be
25 obtained not more than 180 days immediately before the date of
26 filing under section 590c.

27 (4) As part of the minimum number of required signatures under

1 this section, a qualifying petition for the office of ~~president~~
 2 **PRESIDENT** of the United States, United States ~~senator~~, **SENATOR**,
 3 governor, attorney general, secretary of state, ~~state board of~~
 4 ~~education, board of regents of the university of Michigan, board of~~
 5 ~~trustees of Michigan state university, board of governors of Wayne~~
 6 ~~state university~~, or justice of the supreme court shall ~~shall~~ **MUST** be
 7 signed by at least 100 registered electors in each of at least 1/2
 8 of the congressional districts of ~~the~~ **THIS** state.

9 Sec. 643. At the general election, the following officers
 10 shall ~~shall~~ **MUST** be elected ~~when~~ **IF** required by law:

11 (a) Presidential electors.

12 (b) In the state at large, a governor and a lieutenant
 13 governor, a secretary of state, and an attorney general.

14 (c) A United States ~~senator~~. **SENATOR**.

15 (d) In each congressional district, a ~~representative~~
 16 **REPRESENTATIVE** in ~~congress~~. **CONGRESS**.

17 (e) In each state senatorial district, a state senator.

18 (f) In each state representative district, a representative in
 19 the state legislature.

20 (g) Justices of the supreme court.

21 ~~— (h) Two members of the state board of education.~~

22 ~~— (i) Two regents of the University of Michigan.~~

23 ~~— (j) Two trustees of Michigan State University.~~

24 ~~— (k) Two governors of Wayne State University.~~

25 **(H)** ~~(I)~~ In each county or district, judges of the court of
 26 appeals, a judge or judges of the circuit court, a judge or judges
 27 of probate, a judge or judges of the district court, a prosecuting

1 attorney, a sheriff, a treasurer, an auditor, a mine inspector, a
 2 county road commissioner, a drain commissioner, a surveyor, and,
 3 subject to section 200, a clerk and a register of deeds or a clerk
 4 register.

5 (I) ~~(m)~~ Township officers.

6 (J) ~~(n)~~ Any other officers required by law to be elected at
 7 that election.

8 Sec. 697. At the general November election, the names of the
 9 several offices to be voted for ~~shall~~ **MUST** be placed on the ballot
 10 substantially in the following order in the years in which
 11 elections for ~~such~~ **THOSE** offices are held: Electors of ~~president~~
 12 **PRESIDENT** and ~~vice-president~~ **VICE PRESIDENT** of the United States;
 13 governor and lieutenant governor; secretary of state; attorney
 14 general; United States ~~senator; representative~~ **SENATOR;**
 15 **REPRESENTATIVE** in congress; **CONGRESS**; senator and representative in
 16 the state legislature; ~~members of the state board of education;~~
 17 ~~regents of the university of Michigan; trustees of Michigan state~~
 18 ~~university; governors of Wayne state university;~~ county executive;
 19 prosecuting attorney; sheriff; clerk; treasurer; register of deeds;
 20 auditor in counties electing an auditor; mine inspector in counties
 21 electing a mine inspector; county road commissioners; drain
 22 commissioners; coroners; and surveyor. The following township
 23 officers ~~shall~~ **MUST** be placed on the same ballot as above described
 24 in substantially the following order in the year in which elections
 25 for ~~such~~ **THOSE** offices are held: supervisor, clerk, treasurer,
 26 trustees, and constables.

27 Enacting section 1. Sections 281 to 296 of the Michigan

1 election law, 1954 PA 116, MCL 168.281 to 168.296, are repealed.

2 Enacting section 2. Section 2 of 1964 PA 287, MCL 388.1002, is
3 repealed.

4 Enacting section 3. 1963 (2nd Ex Sess) PA 23, MCL 390.691 to
5 390.693, is repealed.

6 Enacting section 4. This amendatory act does not take effect
7 unless Senate Joint Resolution ____ or House Joint Resolution DD
8 (request no. 05536'18) of the 99th Legislature becomes a part of
9 the state constitution of 1963 as provided in section 1 of article
10 XII of the state constitution of 1963.