

SENATE BILL No. 1251

November 29, 2018, Introduced by Senator ROBERTSON and referred to the Committee on Elections and Government Reform.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending sections 2 and 848 (MCL 168.2 and 168.848), section 2
as amended by 2018 PA 129 and section 848 as added by 2003 PA 119.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 2. As used in this act:
- 2 (a) "Absent voter" is defined in section 758.
- 3 (b) "Ballot container" is defined in section 14a.
- 4 (c) "Business day" or "secular day" means a day that is not a
- 5 Saturday, Sunday, or legal holiday.
- 6 (d) "Clearly observable boundaries" is defined in section
- 7 654a.
- 8 (E) "COMMISSION" MEANS, AS USED IN SECTION 848, THE FAIR
- 9 POLITICAL PRACTICES COMMISSION CREATED IN SECTION 15A OF THE

1 MICHIGAN CAMPAIGN FINANCE ACT, 1976 PA 388, MCL 169.215A.

2 (F) ~~(e)~~—"Election" means an election or primary election at
3 which the electors of this state or of a subdivision of this state
4 choose or nominate by ballot an individual for public office or
5 decide a ballot question lawfully submitted to them.

6 (G) ~~(f)~~—"Election precinct" is defined in section 654.

7 (H) ~~(g)~~—"Fall" state and county conventions and "spring" state
8 and county conventions are assigned meanings in section 596.

9 (I) ~~(h)~~—"General election" or "general November election"
10 means the election held on the November regular election date in an
11 ~~even-numbered~~ **EVEN-NUMBERED** year.

12 (J) ~~(i)~~—"Identification for election purposes" means, if
13 issued to the individual presenting the card or document and if
14 presented for voting purposes the name on the card or document
15 sufficiently matches the individual's name in his or her voter
16 registration record so as to accurately identify the individual as
17 the registered elector, or if issued to the individual presenting
18 the card or document and if presented for voter registration
19 purposes, any of the following:

20 (i) An operator's or chauffeur's license issued under the
21 Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, or an
22 enhanced driver license issued under the enhanced driver license
23 and enhanced official state personal identification card act, 2008
24 PA 23, MCL 28.301 to 28.308.

25 (ii) An official state personal identification card issued
26 under 1972 PA 222, MCL 28.291 to 28.300, or an enhanced official
27 state personal identification card issued under the enhanced driver

1 license and enhanced official state personal identification card
2 act, 2008 PA 23, MCL 28.301 to 28.308.

3 (iii) A current operator's or chauffeur's license issued by
4 another state.

5 (iv) A current state personal identification card issued by
6 another state.

7 (v) A current state government issued photo identification
8 card.

9 (vi) A current United States passport or federal government
10 issued photo identification card.

11 (vii) A current military photo identification card.

12 (viii) A current tribal photo identification card.

13 (ix) A current student photo identification card issued by a
14 high school in this state, an institution of higher education in
15 this state described in section 4, 5, or 6 of article VIII of the
16 state constitution of 1963, a junior college or community college
17 established under section 7 of article VIII of the state
18 constitution of 1963, or another accredited degree or certificate
19 granting college or university, junior college, or community
20 college located in this state.

21 (K) ~~(j)~~—"Immediate family" means an individual's father,
22 mother, son, daughter, brother, sister, and spouse and a relative
23 of any degree residing in the same household as that individual.

24 Sec. 848. (1) Each elected candidate subject to the Michigan
25 campaign finance act, 1976 PA 388, MCL 169.201 to 169.282, and
26 whose candidate committee received or expended more than \$1,000.00
27 during the election cycle shall file a postelection statement with

1 the filing official designated to receive the elected candidate's
2 candidate committee campaign statements under section 36 of the
3 Michigan campaign finance act, 1976 PA 388, MCL 169.236. All of the
4 following apply to a postelection statement required by this
5 section:

6 (a) The postelection statement must be on a form prescribed by
7 the ~~secretary of state~~. **COMMISSION**.

8 (b) The elected candidate shall file the postelection
9 statement before the elected candidate assumes office.

10 (c) The postelection statement ~~shall~~ **MUST** include an
11 attestation signed by the elected candidate that, as of the date of
12 the postelection statement, all statements, reports, late filing
13 fees, and fines required of the candidate or a candidate committee
14 organized to support the candidate's election under the Michigan
15 campaign finance act, 1976 PA 388, MCL 169.201 to 169.282, have
16 been filed or paid.

17 (d) The postelection statement ~~shall~~ **MUST** include an
18 attestation signed by the elected candidate acknowledging that
19 making a false statement in a postelection statement is punishable
20 by a fine of not more than \$1,000.00 or imprisonment for not more
21 than 5 years, or both.

22 (2) Failure to file a postelection statement as required by
23 subsection (1) is a misdemeanor punishable by a fine of not more
24 than \$500.00 or imprisonment for not more than 93 days, or both.

25 (3) Making a false statement in a postelection statement
26 required under subsection (1) is perjury, punishable as provided in
27 section 936.

1 Enacting section 1. This amendatory act does not take effect
2 unless Senate Bill No._1250
3 of the 99th Legislature is enacted into law.