

# HOUSE BILL NO. 4360

February 25, 2021, Introduced by Reps. Hope, Kuppa, Cynthia Johnson, Brenda Carter, Sowerby, Bolden, Stone, Weiss, Steckloff, Hood, Haadsma, Pohutsky, Young, Brixie, Sabo, Rogers, O'Neal, Cavanagh, Garza, Brabec and Tyrone Carter and referred to the Committee on Elections and Ethics.

A bill to amend 1954 PA 116, entitled  
"Michigan election law,"  
(MCL 168.1 to 168.992) by adding sections 484a and 956a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        **Sec. 484a. (1) An individual who circulates or who obtains**  
2        **signatures on a ballot question petition proposing a constitutional**  
3        **amendment, initiation of legislation, or referendum of legislation**  
4        **shall not intentionally make a false statement or misrepresentation**

1 concerning the contents, purport, or effect of the ballot question  
2 petition to any of the following individuals:

3 (a) An individual who signs the ballot question petition.

4 (b) An individual who desires to sign the ballot question  
5 petition.

6 (c) An individual who is requested to sign the ballot question  
7 petition.

8 (d) An individual who makes inquiries with reference to the  
9 ballot question petition.

10 (e) An individual to whom the ballot question petition is  
11 presented for signature.

12 (2) An individual who circulates or who obtains signatures on  
13 a ballot question petition proposing a constitutional amendment,  
14 initiation of legislation, or referendum of legislation shall not  
15 knowingly and willfully circulate, publish, or exhibit a false  
16 statement or misrepresentation concerning the contents, purport, or  
17 effect of the constitutional amendment, initiative, or referendum  
18 for the purpose of obtaining an individual's signature on the  
19 ballot question petition or for the purpose of persuading or  
20 influencing an individual to sign the ballot question petition.

21 (3) An individual who violates any provision of this section  
22 is subject to a civil fine of not more than \$1,000.00 for each  
23 violation. An entity that employs an individual who violates any  
24 provision of this section is guilty of a misdemeanor punishable by  
25 a fine of not more than \$10,000.00.

26 Sec. 956a. (1) An individual who circulates or who obtains  
27 signatures on a recall petition shall not intentionally make a  
28 false statement or misrepresentation concerning the contents,  
29 purport, or effect of the recall petition to any of the following

1 individuals:

2 (a) An individual who signs the recall petition.

3 (b) An individual who desires to sign the recall petition.

4 (c) An individual who is requested to sign the recall  
5 petition.

6 (d) An individual who makes inquiries with reference to the  
7 recall petition.

8 (e) An individual to whom the recall petition is presented for  
9 signature.

10 (2) An individual who circulates or who obtains signatures on  
11 a recall petition shall not knowingly and willfully circulate,  
12 publish, or exhibit a false statement or misrepresentation  
13 concerning the contents, purport, or effect of the recall for the  
14 purpose of obtaining an individual's signature on the recall  
15 petition or for the purpose of persuading or influencing an  
16 individual to sign the recall petition.

17 (3) An individual who violates any provision of this section  
18 is subject to a civil fine of not more than \$1,000.00 for each  
19 violation. An entity that employs an individual who violates any  
20 provision of this section is guilty of a misdemeanor punishable by  
21 a fine of not more than \$10,000.00.