



Senate Fiscal Agency
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BILL ANALYSIS



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Senate Bills 240 through 243 (as reported without amendment)

Sponsor: Senator Jeremy Moss (S.B. 240 & 241)

Senator Ed McBroom (S.B. 242)

Senator Ruth Johnson (S.B. 243)

Committee: Elections and Ethics

CONTENT

Senate Bill 240 and Senate Bill 242 would respectively amend the Michigan Election Law and the General Law Village Act to move the date on which a township officer or village officer's term of office started and on which the president pro tempore of a village council would have to be selected from the November 20 to the December 1 after the officer's election and qualification.

Senate Bill 241 and Senate Bill 243 would respectively amend the Home Rule Village Act and the Home Rule City Act to provide that the terms of village or city officers could not commence earlier than 12 noon on December 1, for village officers or the first day of the month for city officers, following the officer's election, regardless of provisions in the city or village's charter.

Each of the bills would prohibit an individual elected to fill a vacancy for these offices from taking the oath of office before the individual's election results were certified.

MCL 168.362 & 168.370 (S.B. 240); Proposed MCL 78.24e (S.B. 241)

62.4 et al. (S.B. 242); Proposed MCL 117.3c (S.B. 243)

BRIEF RATIONALE

Public Act 25 of 2023 modified the Michigan Election Law to allow clerks to tabulate the ballots of absent uniformed services voters and overseas voters postmarked on or before election day if the ballots are received within six days of election day; however, city, township, and village officials take office not long after their elections. In effect, this means that local government officials could take office before the ballots of military and overseas voters were counted and the election certified. Accordingly, it has been suggested that the date on which local government officials assumed office be pushed back.

PREVIOUS LEGISLATION

(This section does not provide a comprehensive account of previous legislative efforts on this subject matter.)

Senate Bills 240 through 243 are respectively reintroductions of House Bills 5699, 5702, 5701, and 5700 of the 2023-2024 Legislative Session. House Bills 5699 through 5702 passed the House and were placed on third reading in the Senate but received no further action.

Legislative Analyst: Abby Schneider

FISCAL IMPACT

The bills would have no fiscal impact on State or local government.

Date Completed: 4-24-25

Fiscal Analyst: Bobby Canell

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Bill Analysis @ www.senate.michigan.gov/sfa

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.