

**SENATE BILL NO. 307**

February 16, 1999, Introduced by Senator JAYE and referred to the Committee on Government Operations.

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 10, 11, and 492 (MCL 168.10, 168.11, and 168.492), section 492 as amended by 1989 PA 142.

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

1       Sec. 10. The term "qualified elector", as used in this act,  
2 ~~shall be construed to mean~~ MEANS any person who possesses the  
3 qualifications of an elector as prescribed in section 1 of arti-  
4 cle ~~2~~ II of the state constitution OF 1963 and who has EITHER  
5 resided in the city or township 30 days OR, FOR AN ELECTION, SPE-  
6 CIAL ELECTION, OR PRIMARY ELECTION ON A REAL PROPERTY TAX ISSUE  
7 OR A LOCAL PROPOSAL OR LOCAL QUESTION THAT AFFECTS REAL PROPERTY  
8 ONLY, WHO OWNS, AND HAS PAID ALL ASSESSED AD VALOREM PROPERTY  
9 TAXES ON, REAL PROPERTY LOCATED IN THE POLITICAL SUBDIVISION TO  
10 BE AFFECTED BY THE RESULT OF THAT ELECTION.

1           Sec. 11. (1) "Residence", as used in this act, for  
2 registration and voting purposes means that place at which a  
3 person habitually sleeps, keeps his or her personal effects, and  
4 has a regular place of lodging. If a person has more than 1 res-  
5 idence, or if a ~~wife~~ PERSON has a residence separate from that  
6 of ~~the husband~~ HIS OR HER SPOUSE, that place at which the  
7 person resides the greater part of the time shall be his or her  
8 official residence for the purposes of this act. This section  
9 ~~shall not be construed to~~ DOES NOT affect existing judicial  
10 interpretation of the term residence.

11           (2) An elector ~~shall not be deemed to have gained or lost~~  
12 DOES NOT GAIN OR LOSE a residence ~~by reason of being~~ WHILE  
13 employed in the service of the United States or of this state,  
14 while engaged in the navigation of the waters of this state, ~~or~~  
15 of the United States, or of the high seas, while a student at an  
16 institution of learning, while kept at any state facility or hos-  
17 pital at public expense, or while confined in a jail or prison.  
18 Honorably discharged members of the armed forces of the United  
19 States or of this state ~~and~~ who reside in the veterans' facil-  
20 ity established by this state may acquire a residence where the  
21 facility is located. The residence of a person who is a patient  
22 receiving treatment at a hospital or other facility pursuant to  
23 ~~Act No. 258 of the Public Acts of 1974, as amended, being sec-~~  
24 ~~tions 330.1001 to 330.2106 of the Michigan Compiled Laws~~ THE  
25 MENTAL HEALTH CODE, 1974 PA 258, MCL 330.1001 TO 330.2106, is the  
26 village, city, or township where the person resided immediately  
27 before admission to the hospital or other facility.

1 (3) A member of the armed forces of the United States  
2 ~~shall~~ IS not ~~be deemed~~ a resident of this state in conse-  
3 quence of being stationed in a military or naval ~~place~~ FACILITY  
4 within ~~the~~ THIS state.

5 (4) FOR PURPOSES OF REGISTERING TO VOTE AND VOTING AT AN  
6 ELECTION, SPECIAL ELECTION, OR PRIMARY ELECTION ON A REAL PROP-  
7 erty TAX ISSUE OR A LOCAL PROPOSAL OR LOCAL QUESTION THAT AFFECTS  
8 REAL PROPERTY ONLY, A PERSON IS CONSIDERED A RESIDENT OF ANY  
9 POLITICAL SUBDIVISION TO BE AFFECTED BY THE RESULT OF THAT ELEC-  
10 TION IN WHICH THAT PERSON OWNS, AND HAS PAID ALL ASSESSED AD  
11 VALOREM PROPERTY TAXES ON, REAL PROPERTY.

12 Sec. 492. Every person who has the following qualifications  
13 of an elector, or who will have those qualifications at the next  
14 election or primary election, ~~shall be~~ IS entitled to ~~be~~  
15 ~~registered~~ REGISTER as an elector in the township, city, or vil-  
16 lage in which he or she resides. The person shall be a citizen  
17 of the United States; not less than 18 years of age; a resident  
18 of the state for not less than 30 days; and a resident of the  
19 township, city, or village on or before the thirtieth day before  
20 the next regular or special election or primary election. FOR  
21 PURPOSES OF REGISTERING TO VOTE AND VOTING AT AN ELECTION, SPE-  
22 CIAL ELECTION, OR PRIMARY ELECTION ON A REAL PROPERTY TAX ISSUE  
23 OR A LOCAL PROPOSAL OR LOCAL QUESTION THAT AFFECTS REAL PROPERTY  
24 ONLY, A PERSON IS CONSIDERED A RESIDENT OF ANY POLITICAL SUBDIVI-  
25 SION TO BE AFFECTED BY THE RESULT OF THAT ELECTION IN WHICH THAT  
26 PERSON OWNS, AND HAS PAID ALL ASSESSED AD VALOREM PROPERTY TAXES  
27 ON, REAL PROPERTY.

1 Enacting section 1. This amendatory act does not take  
2 effect unless Senate Joint Resolution \_\_\_\_\_ or House Joint  
3 Resolution \_\_\_\_\_ (request no. 01528'99) of the 90th Legislature  
4 becomes a part of the state constitution of 1963 as provided in  
5 section 1 of article XII of the state constitution of 1963.