SUBSTITUTE FOR

SENATE BILL NO. 877

A bill to amend 1954 PA 116, entitled

"Michigan election law,"

by amending section 641 (MCL 168.641).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1   Sec. 641. **(1)** ~~An election which shall be known and~~

2 ~~designated as the "general November election" shall be held in~~

3 ~~this state on the Tuesday succeeding the first Monday of November~~

4 ~~in every even numbered year.~~ **Except as otherwise provided in**

5 **this section and sections 642 and 642a, beginning January 1,**

6 **2005, an election held under this act shall be held on 1 of the**

7 **following regular election dates:**

8   **(a) The February regular election date, which is the fourth**

9 **Tuesday in February.**

10   **(b) The May regular election date, which is the first Tuesday**

11 **after the first Monday in May.**

1   (c) The August regular election date, which is the first

2 Tuesday after the first Monday in August.

3   (d) The November regular election date, which is the first

4 Tuesday after the first Monday in November.

5   (2) If an elective office is listed by name in section 643,

6 requiring the election for that office to be held at the general

7 election, and if candidates for the office are nominated at a

8 primary election, the primary election shall be held on the

9 August regular election date.

10   (3) Except as otherwise provided in this subsection and

11 subsection (4), a special election shall be held on a regular

12 election date. A special election called by the governor under

13 section 145, 178, 370, 632, 633, or 634 to fill a vacancy or

14 called by the legislature to submit a proposed constitutional

15 amendment as authorized in section 1 of article XII of the state

16 constitution of 1963 may, but is not required to be, held on a

17 regular election date.

18   (4) A school district may call a special election to submit a

19 ballot question to borrow money, increase a millage, or establish

20 a bond if an initiative petition is filed with the county clerk.

21 The petition shall be signed by a number of qualified and

22 registered electors of the district equal to not less than 10% of

23 the electors voting in the last gubernatorial election in that

24 district or 3,000 signatures, whichever number is lesser.

25 Section 488 applies to a petition to call a special election for

26 a school district under this section. The petition shall be

27 filed with the county clerk by 4 p.m. of the tenth Tuesday before

1 the proposed date of the special election. The petition

2 signatures shall be obtained within 60 days before the filing of

3 the petition. Any signatures obtained more than 60 days before

4 the filing of the petition are not valid. If the special

5 election called by the school district is not scheduled to be

6 held on a regular election date as provided in subsection (1),

7 the special election shall be held on a Tuesday. A special

8 election called by a school district under this subsection shall

9 not be held within 30 days before or 35 days after a regular

10 election date as provided in subsection (1). A school district

11 may only call 1 special election in each calendar year.

12   (5) The secretary of state shall make a report to the house

13 and senate committees that consider election issues by

14 December 1, 2006. The secretary of state shall report about the

15 special elections held under this subsection, including, but not

16 limited to, all of the following:

17   (a) The number of times a special election has been held.

18   (b) Which school districts have held special elections.

19   (c) Information about the success rate of the ballot question

20 submitted at the special elections.

21   (d) Information about voter turnout, including the percentage

22 and number of registered voters who voted in each special

23 election.

24   (6) The secretary of state shall direct and supervise the

25 consolidation of all elections held under this act.
    <<(7) This section shall be known and may be cited as the
"Hammerstrom election consolidation law".>>

26   Enacting section 1. This amendatory act takes effect

27 January 1, 2005.

1   Enacting section 2. This amendatory act does not take

2 effect unless all of the following bills of the 92nd Legislature

3 are enacted into law:

4   (a) House Bill No. 4820.

5   (b) House Bill No. 4822.

6   (c) House Bill No. 4823.

7   (d) House Bill No. 4824.

8   (e) House Bill No. 4825.

9   (f) House Bill No. 4826.

10   (g) House Bill No. 4827.

11   (h) House Bill No. 4828.

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