

SENATE BILL No. 719

September 23, 2003, Introduced by Senators JELINEK, KUIPERS, BIRKHOLZ,
SWITALSKI, JACOBS, GARCIA, PATTERSON and JOHNSON and referred to the
Committee on Government Operations.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending section 963 (MCL 168.963), as amended by 1999 PA
220.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 963. (1) Within 35 days after the filing of the recall
2 petition, the filing official with whom the recall petition is
3 filed shall make an official declaration of the sufficiency or
4 insufficiency of the petition. If the recall petition is
5 determined to be insufficient, the filing official shall notify
6 the person or organization sponsoring the recall of the
7 insufficiency of the petition. It is not necessary to give
8 notification unless the person or organization sponsoring the
9 recall files with the filing official a written notice of
10 sponsorship and a mailing address.

1 (2) Immediately upon determining that the petition is
2 sufficient, but not later than 35 days after the date of filing
3 of the petition, the county clerk with whom the petition is filed
4 shall ~~submit to the county election scheduling committee a~~
5 ~~proposed date for a special election to be held within 60 days~~
6 ~~after the submission to the county scheduling committee~~ **call the**
7 **special election** to determine whether the electors will recall
8 the officer whose recall is sought. **The special election shall**
9 **be held on the next regularly scheduled election date that is not**
10 **less than 70 days after the date the petition signatures are**
11 **certified.**

12 (3) If a petition is filed under section 959, the ~~officer~~
13 **filing official** with whom the petition is filed shall ~~not submit~~
14 ~~a proposed date to the county election scheduling committee but~~
15 ~~shall~~ **call the special election** ~~subject to the time limitations~~
16 ~~set out in this section~~ **to be held on the next regularly**
17 **scheduled election date that is not less than 70 days after the**
18 **petition signatures are certified.**