

HOUSE BILL No. 4305

February 21, 2007, Introduced by Rep. Gaffney and referred to the Committee on Ethics and Elections.

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 any~~ **MEANS A** person who possesses the
3 qualifications of an elector as prescribed in section 1 of article
4 ~~2-II~~ of the state constitution **OF 1963** and who has **EITHER** resided
5 in the city or township 30 days **OR, FOR AN ELECTION OR SPECIAL**
6 **ELECTION ON THE QUESTION OF IMPOSING A NEW MILLAGE OR INCREASING OR**
7 **RENEWING AN EXISTING MILLAGE ON REAL PROPERTY ONLY, WHO OWNS REAL**
8 **PROPERTY LOCATED IN THE POLITICAL SUBDIVISION TO BE AFFECTED BY THE**

1 **RESULT OF THAT ELECTION.**

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

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

1 hospital or other facility.

2 (3) A member of the armed forces of the United States ~~shall~~**IS**
3 ~~not be deemed~~ a resident of this state ~~in consequence of~~ **DUE TO**
4 being stationed in a military or naval ~~place~~ **FACILITY** within the
5 **THIS** state.

6 (4) **FOR PURPOSES OF REGISTERING TO VOTE AND VOTING AT AN**
7 **ELECTION OR SPECIAL ELECTION ON THE QUESTION OF IMPOSING A NEW**
8 **MILLAGE OR INCREASING OR RENEWING AN EXISTING MILLAGE ON REAL**
9 **PROPERTY ONLY, A PERSON IS CONSIDERED A RESIDENT OF ANY POLITICAL**
10 **SUBDIVISION TO BE AFFECTED BY THE RESULT OF THAT ELECTION IN WHICH**
11 **THAT PERSON OWNS REAL PROPERTY.**

12 Sec. 492. ~~Every~~**EACH** person who has the following
13 qualifications of an elector, or who will have those qualifications
14 at the next election or primary election, ~~shall be~~**IS** entitled to
15 ~~be registered~~**REGISTER** as an elector in the township, city, or
16 village 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 of
18 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 OR**
22 **SPECIAL ELECTION ON THE QUESTION OF IMPOSING A NEW MILLAGE OR**
23 **INCREASING OR RENEWING AN EXISTING MILLAGE ON REAL PROPERTY ONLY, A**
24 **PERSON IS CONSIDERED A RESIDENT OF ANY POLITICAL SUBDIVISION TO BE**
25 **AFFECTED BY THE RESULT OF THAT ELECTION IN WHICH THAT PERSON OWNS**
26 **REAL PROPERTY.**