

HOUSE BILL No. 4545

April 13, 2011, Introduced by Rep. LeBlanc and referred to the Committee on Redistricting 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), as amended by 2010 PA 253.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 10. (1) Except as provided in subsection (2), the term
2 "qualified elector", as used in this act, means a person who
3 possesses the qualifications of an elector as prescribed in section
4 1 of article II of the state constitution of 1963 and who has
5 **EITHER** resided in the city or township 30 days **OR, FOR AN ELECTION**
6 **OR SPECIAL ELECTION ON THE QUESTION OF IMPOSING A NEW MILLAGE OR**
7 **INCREASING OR RENEWING AN EXISTING MILLAGE ON REAL PROPERTY ONLY,**
8 **WHO OWNS REAL PROPERTY LOCATED IN THE POLITICAL SUBDIVISION TO BE**
9 **AFFECTED BY THE RESULT OF THAT ELECTION.**

10 (2) For purposes of an election for the office of judge of a

1 municipal court that exercises jurisdiction over another city
2 pursuant to section 9928(3) of the revised judicature act of 1961,
3 1961 PA 236, MCL 600.9928, qualified elector includes a person who
4 meets the constitutional qualifications described in subsection (1)
5 and has resided for 30 days in the other city over which municipal
6 court jurisdiction is exercised. This subsection does not entitle a
7 person to vote on any ballot question except the office of
8 municipal judge under the circumstances prescribed in this
9 subsection.

10 Sec. 11. (1) "Residence", as used in this act, for
11 registration and voting purposes means that place at which a person
12 habitually sleeps, keeps his or her personal effects, and has a
13 regular place of lodging. If a person has more than 1 residence, or
14 if a person has a residence separate from that of his or her
15 spouse, that place at which the person resides the greater part of
16 the time shall be his or her official residence for the purposes of
17 this act. This section does not affect existing judicial
18 interpretation of the term residence.

19 (2) An elector does not gain or lose a residence while
20 employed in the service of the United States or of this state,
21 while engaged in the navigation of the waters of this state, of the
22 United States, or of the high seas, while a student at an
23 institution of learning, while kept at any state facility or
24 hospital at public expense, or while confined in a jail or prison.
25 Honorably discharged members of the armed forces of the United
26 States or of this state who reside in the veterans' facility
27 established by this state may acquire a residence where the

1 facility is located. The residence of a person who is a patient
2 receiving treatment at a hospital or other facility under the
3 mental health code, 1974 PA 258, MCL 330.1001 to 330.2106, is the
4 village, city, or township where the person resided immediately
5 before admission to the hospital or other facility.

6 (3) A member of the armed forces of the United States is not a
7 resident of this state due to being stationed in a military or
8 naval facility within this state.

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

15 (5) ~~(4)~~—For purposes of registering to vote and voting at an
16 election or special election for the office of judge of a municipal
17 court that exercises jurisdiction over another city pursuant to
18 section 9928(3) of the revised judicature act of 1961, 1961 PA 236,
19 MCL 600.9928, a person who resides in the other city over which
20 municipal court jurisdiction is exercised is considered a resident
21 of the city in which the municipal court is located and may
22 register for, and vote in, that election in the city in which he or
23 she resides.

24 Sec. 492. Each person who has the following qualifications of
25 an elector, or who will have those qualifications at the next
26 election or primary election, is entitled to register as an elector
27 in the township, city, or village in which he or she resides. The

1 person shall be a citizen of the United States; not less than 18
2 years of age; a resident of the state for not less than 30 days;
3 and a resident of the township, city, or village on or before the
4 thirtieth day before the next regular or special election or
5 primary election. **FOR PURPOSES OF REGISTERING TO VOTE AND VOTING AT**
6 **AN ELECTION OR SPECIAL ELECTION ON THE QUESTION OF IMPOSING A NEW**
7 **MILLAGE OR INCREASING OR RENEWING AN EXISTING MILLAGE ON REAL**
8 **PROPERTY ONLY, A PERSON IS CONSIDERED A RESIDENT OF ANY POLITICAL**
9 **SUBDIVISION TO BE AFFECTED BY THE RESULT OF THAT ELECTION IN WHICH**
10 **THAT PERSON OWNS REAL PROPERTY.** For purposes of registering to vote
11 and voting at an election or special election for the office of
12 judge of a municipal court that exercises jurisdiction over another
13 city pursuant to section 9928(3) of the revised judicature act of
14 1961, 1961 PA 236, MCL 600.9928, a person who resides in the other
15 city over which municipal court jurisdiction is exercised is
16 considered a resident of the city in which the municipal court is
17 located.