

SENATE BILL No. 40

January 19, 2011, Introduced by Senator HUNTER and referred to the Committee on Local Government and Elections.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending section 933 (MCL 168.933), as amended by 2003 PA 119,
and by adding section 558a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 558A. (1) IN ADDITION TO THE REQUIREMENTS IN SECTION 558,
2 A CANDIDATE FOR ELECTIVE OFFICE SHALL FILE AN AFFIDAVIT WITH THE
3 OFFICER WITH WHOM THE AFFIDAVIT OF IDENTITY IS FILED UNDER SECTION
4 558 STATING THAT THE CANDIDATE HAS NOT BEEN CONVICTED WITHIN THE
5 IMMEDIATELY PRECEDING 20 YEARS OF A FELONY INVOLVING DISHONESTY,
6 DECEIT, FRAUD, OR A BREACH OF THE PUBLIC TRUST THAT WAS RELATED TO
7 THE CANDIDATE'S OFFICIAL CAPACITY WHILE HOLDING AN ELECTIVE OFFICE

1 OR POSITION OF EMPLOYMENT IN LOCAL, STATE, OR FEDERAL GOVERNMENT.

2 (2) THE OFFICIAL RESPONSIBLE FOR PREPARING THE BALLOT FOR USE
3 IN AN ELECTION SHALL NOT INCLUDE A CANDIDATE ON A BALLOT UNLESS THE
4 CANDIDATE HAS FILED THE AFFIDAVIT AS REQUIRED UNDER THIS SECTION.

5 Sec. 933. ~~A person~~ **AN INDIVIDUAL** who makes a false affidavit
6 or swears falsely while under oath under section 848 or for the
7 purpose of securing registration, for the purpose of voting at an
8 election, or for the purpose of qualifying as a candidate for
9 elective office under section 558 **OR 558A** is guilty of perjury
10 **PUNISHABLE AS PROVIDED IN SECTION 936.**