



**House  
Legislative  
Analysis  
Section**

Manufacturer's Bank Building, 12th Floor  
Lansing, Michigan 48909  
Phone: 517/373-6466

**LATE FILING FOR JUDGESHIPs**

House Bill 5167  
Sponsor: Rep. Richard Bandstra  
Committee: Elections

Complete to 12-1-89

**A SUMMARY OF HOUSE BILL 5167 AS INTRODUCED 10-11-89**

The bill would amend the Michigan Election Law to allow a person to qualify as a candidate for a judgeship after the normal filing deadline if the death or disqualification of a candidate more than 64 days before the election results in there being fewer candidates for nomination or nominees for the office than offices to be filled. The filing deadline would be 4 p.m. on the sixtieth day preceding the general November election. The bill would also specify that if it is an incumbent judge who dies or is disqualified, that judgeship would be regarded on the ballot as one for which an incumbent is not seeking re-election, including in cases in which a person has been appointed to fill the vacancy and is seeking election to the office. The bill would apply to candidates for court of appeals, circuit court, municipal court, probate court, and district court.

(The election law provides that candidates for a judgeship for which the incumbent is seeking re-election be separated on the ballot from a judgeship for which the incumbent is not seeking re-election and from a newly created judgeship. Nominating petitions must say which kind of judgeship a candidate is seeking. Ordinarily, if a person is appointed to fill a vacancy, he or she is considered an incumbent for election purposes.)

MCL 168.409b et al.

House Bill 5167 (12-1-89)