

**SUBSTITUTE FOR  
HOUSE BILL NO. 4121**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 24a, 509q, 558, 659, 699, 863, 960, and 968 (MCL 168.24a, 168.509q, 168.558, 168.659, 168.699, 168.863, 168.960, and 168.968), section 24a as amended by 2010 PA 52, sections 509q and 699 as amended by 2005 PA 71, section 558 as amended by 2002 PA 163, section 659 as amended by 2004 PA 296, section 863 as amended by 2003 PA 302, and sections 960 and 968 as amended by 1989 PA 26, and by adding section 17 and chapter XVIIIA.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           **SEC. 17. AS USED IN THIS ACT:**  
2           **(A) "METROPOLITAN DISTRICT" MEANS A DISTRICT INCORPORATED**  
3 **UNDER THE METROPOLITAN DISTRICT ACT, 1929 PA 312, MCL 119.1 TO**

1 119.18.

2 (B) "METROPOLITAN DISTRICT ELECTION COORDINATOR" MEANS THE  
3 COUNTY CLERK OF THE COUNTY IN WHICH THE LARGEST NUMBER OF  
4 REGISTERED ELECTORS OF THE METROPOLITAN DISTRICT RESIDE.

5 Sec. 24a. (1) A 4-member board of county canvassers is  
6 established in every county in this state. All of the powers  
7 granted to and duties required by law to be performed by all  
8 boards of canvassers established by law, other than the board of  
9 state canvassers, boards of city canvassers in cities having more  
10 than 5 precincts, boards of canvassers in counties having a  
11 population of 1,500,000 or more, and boards of township  
12 canvassers in townships having more than 5 precincts, are granted  
13 to and required to be performed by the board of county  
14 canvassers.

15 (2) The board of county canvassers shall conduct all  
16 recounts of elections in cities, townships, villages, school  
17 districts, **METROPOLITAN DISTRICTS**, or any other districts and be  
18 vested with all of the powers and required to perform all the  
19 duties in connection with any recount.

20 (3) If a city, village, **METROPOLITAN DISTRICT**, or any other  
21 district, other than a school district, lies in more than 1  
22 county, and a duty is to be performed by the board of county  
23 canvassers, the board of county canvassers in the county in which  
24 the greatest number of registered voters of the city, village,  
25 **METROPOLITAN DISTRICT** or **OTHER** district resides at the close of  
26 registration for the election involved shall perform the duty.

27 (4) Except as otherwise provided in this subsection, if a

1 school district lies in more than 1 county, the board of county  
2 canvassers for each county in which a portion of the school  
3 district lies shall canvass that portion of a school district  
4 election that is held in that county. If a school district  
5 election precinct lies in more than 1 county, the board of county  
6 canvassers of the county in which the largest number of  
7 registered electors of that precinct reside shall canvass the  
8 results of that precinct. Notwithstanding the provisions of the  
9 preceding 2 sentences, unless the school district election is  
10 conducted on the same date as another election in the county, a  
11 board of county canvassers that is not responsible for certifying  
12 the results of the school district election is not required to  
13 meet to canvass the school district election and the board of  
14 county canvassers responsible for certifying the results of the  
15 school district election shall canvass that portion of the school  
16 district election held in that county. Upon completion of the  
17 canvass, the clerk of the board of county canvassers shall  
18 transmit the canvassed results to the county clerk of the county  
19 in which the largest number of registered electors of that school  
20 district reside. Upon receipt of the canvassed results, the  
21 county clerk of the county in which the largest number of  
22 registered electors of that school district reside shall make a  
23 statement of returns and certify the results of the school  
24 district election to the secretary of the school board.  
25 Notwithstanding any of the foregoing provisions of this  
26 subsection, if a city or village that lies in more than 1 county  
27 conducts an election on the same date as a school district that

1 lies within the city or village that is conducting an election,  
2 that portion of the school district election held within that  
3 city or village shall be canvassed by the canvassing board  
4 responsible for canvassing the city or village election.

5 (5) The cost of canvass of school, **METROPOLITAN DISTRICT**,  
6 city, township, and village elections shall be borne by the  
7 school district, **METROPOLITAN DISTRICT**, city, township, or  
8 village holding the election, and upon presentation of a bill for  
9 the costs incurred by the board of county canvassers, the school  
10 district, **METROPOLITAN DISTRICT**, city, township, or village shall  
11 reimburse the county treasurer.

12 (6) All boards of canvassers provided for in law including  
13 boards of school canvassers, the duties of which are by this act  
14 required to be performed by boards of county canvassers, are  
15 abolished.

16 (7) Members of the board of county canvassers shall be  
17 appointed for terms of 4 years beginning on November 1 following  
18 their appointment. Of the members first appointed, 1 member of  
19 each of the political parties represented on the board of county  
20 canvassers shall be appointed for a term of 4 years and 1 for a  
21 term of 2 years. The county clerk shall notify members of the  
22 board of county canvassers of their appointment within 5 days of  
23 being appointed.

24 (8) This section applies to all elections, any charter  
25 provision to the contrary notwithstanding.

26 **CHAPTER XVIIIA**

27 **METROPOLITAN DISTRICT ELECTIONS**

1           SEC. 385. (1) UNLESS A PARTICULAR POWER OR DUTY OF AN  
2 ELECTION OFFICIAL OR A PARTICULAR ELECTION PROCEDURE IS  
3 SPECIFICALLY GOVERNED BY A PROVISION OF THIS CHAPTER, A  
4 METROPOLITAN DISTRICT ELECTION IS GOVERNED BY THE PROVISIONS OF  
5 THIS ACT THAT GENERALLY GOVERN ELECTIONS.

6           (2) THE METROPOLITAN DISTRICT ELECTION COORDINATOR SHALL  
7 CONDUCT EACH REGULAR ELECTION THAT IS REQUESTED BY THE  
8 LEGISLATIVE BODY OF A METROPOLITAN DISTRICT TO SUBMIT A BALLOT  
9 QUESTION OR TO FILL A POSITION OR VACANCY ON THE LEGISLATIVE BODY  
10 OF THE METROPOLITAN DISTRICT. THE METROPOLITAN DISTRICT ELECTION  
11 COORDINATOR SHALL DO ALL OF THE FOLLOWING:

12           (A) RECEIVE NOMINATING PETITIONS AND AFFIDAVITS OF IDENTITY  
13 FROM CANDIDATES FOR OFFICER TO THE LEGISLATIVE BODY OF A  
14 METROPOLITAN DISTRICT AND PETITIONS FOR BALLOT QUESTIONS.

15           (B) PROCURE THE NECESSARY QUALIFIED VOTER FILE PRECINCT  
16 LISTS.

17           (C) CERTIFY CANDIDATES.

18           (D) RECEIVE BALLOT PROPOSAL LANGUAGE.

19           (E) ISSUE ABSENT VOTER BALLOTS.

20           (3) A METROPOLITAN DISTRICT ELECTION COORDINATOR MAY  
21 DELEGATE, IF THE CITY OR TOWNSHIP CLERK AGREES, ALL OR A PORTION  
22 OF THE METROPOLITAN DISTRICT ELECTION COORDINATOR'S DUTIES TO  
23 THAT CITY OR TOWNSHIP CLERK. THE METROPOLITAN DISTRICT ELECTION  
24 COORDINATOR SHALL NOT DELEGATE DUTIES TO ANY PERSON NOT NAMED IN  
25 THIS SECTION.

26           (4) A METROPOLITAN DISTRICT ELECTION COORDINATOR MAY  
27 DELEGATE THE FOLLOWING DUTIES TO THE CITY OR TOWNSHIP CLERK, WHO

1 SHALL PERFORM THE FOLLOWING DUTIES:

2 (A) DISTRIBUTE, RECEIVE, AND PROCESS ABSENT VOTER BALLOT  
3 APPLICATIONS FOR A METROPOLITAN DISTRICT ELECTION.

4 (B) MAKE VOTING SYSTEMS AVAILABLE FOR THE CONDUCT OF A  
5 METROPOLITAN DISTRICT ELECTION.

6 (C) MAKE AVAILABLE TO THE METROPOLITAN DISTRICT ELECTION  
7 COORDINATOR THE LIST OF ELECTION INSPECTORS FOR THAT CITY OR  
8 TOWNSHIP.

9 (D) NOTIFY METROPOLITAN DISTRICT ELECTORS OF PRECINCT AND  
10 POLLING PLACE LOCATION CHANGES.

11 (5) THE COUNTY ELECTION COMMISSION SHALL ESTABLISH THAT  
12 METROPOLITAN DISTRICT'S ELECTION PRECINCTS AND POLLING PLACE  
13 LOCATIONS IN ACCORDANCE WITH THIS ACT.

14 SEC. 385A. (1) AN INDIVIDUAL IS ELIGIBLE FOR ELECTION AS AN  
15 OFFICER TO THE LEGISLATIVE BODY OF A METROPOLITAN DISTRICT IF THE  
16 INDIVIDUAL IS A CITIZEN OF THE UNITED STATES AND IS A QUALIFIED  
17 AND REGISTERED ELECTOR OF THE METROPOLITAN DISTRICT THE  
18 INDIVIDUAL SEEKS TO REPRESENT BY THE FILING DEADLINE.

19 (2) A METROPOLITAN DISTRICT OFFICER'S TERM OF OFFICE IS  
20 PRESCRIBED BY THE METROPOLITAN DISTRICT ACT, 1929 PA 312, MCL  
21 119.1 TO 119.18.

22 SEC. 386. (1) FOR AN INDIVIDUAL'S NAME TO APPEAR ON THE  
23 OFFICIAL BALLOT AS A CANDIDATE FOR METROPOLITAN DISTRICT OFFICER,  
24 THE CANDIDATE SHALL FILE A NOMINATING PETITION AND THE AFFIDAVIT  
25 REQUIRED BY SECTION 558 WITH THE METROPOLITAN DISTRICT ELECTION  
26 COORDINATOR NOT LATER THAN 4 P.M. ON THE TWELFTH TUESDAY BEFORE  
27 THE ELECTION DATE. THE NOMINATING PETITIONS SHALL BE SIGNED BY A

1 NUMBER OF QUALIFIED AND REGISTERED ELECTORS RESIDING IN THE  
2 METROPOLITAN DISTRICT AS DETERMINED UNDER SECTION 544F.

3 (2) THE NOMINATING PETITION SHALL BE SUBSTANTIALLY IN THE  
4 FORM PRESCRIBED IN SECTION 544C, EXCEPT THAT THE PETITION SHALL  
5 BE NONPARTISAN AND SHALL INCLUDE THE FOLLOWING OPENING PARAGRAPH:

6 WE, THE UNDERSIGNED, REGISTERED AND QUALIFIED VOTERS  
7 OF THE CITY OR TOWNSHIP OF \_\_\_\_\_  
8 AND RESIDENTS OF THE \_\_\_\_\_, THE  
9 (LEGAL NAME OF METROPOLITAN DISTRICT)  
10 COUNTY OF \_\_\_\_\_, STATE OF MICHIGAN,  
11 NOMINATE \_\_\_\_\_  
12 (NAME OF CANDIDATE)  
13 \_\_\_\_\_'  
14 (STREET ADDRESS) (CITY OR TOWNSHIP)

15 A REGISTERED AND QUALIFIED ELECTOR OF THE METROPOLITAN DISTRICT  
16 AS AN OFFICER OF THE LEGISLATIVE BODY OF THE METROPOLITAN  
17 DISTRICT FOR A TERM OF \_\_\_\_ YEARS, EXPIRING \_\_\_\_\_, TO BE  
18 VOTED FOR AT THE ELECTION TO BE HELD ON THE \_\_\_\_\_ DAY OF  
19 \_\_\_\_\_'  
(MONTH) (YEAR)

20 (3) AN ELECTOR SHALL NOT SIGN PETITIONS FOR MORE CANDIDATES  
21 THAN ARE TO BE ELECTED.

22 (4) A NOMINATING PETITION FILED UNDER THIS CHAPTER IS  
23 SUBJECT TO THE EXAMINATION AND INVESTIGATION PROCESS PRESCRIBED  
24 IN SECTION 552 AS TO ITS SUFFICIENCY AND THE VALIDITY AND  
25 GENUINENESS OF THE SIGNATURES ON THE NOMINATING PETITION, AND TO  
26 THE OTHER PROCEDURES PRESCRIBED IN THAT SECTION RELEVANT TO A  
27 PETITION FILED UNDER THIS CHAPTER.

28 (5) AFTER A NOMINATING PETITION IS FILED FOR A CANDIDATE FOR

1 METROPOLITAN DISTRICT OFFICER, THE CANDIDATE IS NOT PERMITTED TO  
2 WITHDRAW UNLESS A WRITTEN WITHDRAWAL NOTICE, SIGNED BY THE  
3 CANDIDATE, IS FILED WITH THE METROPOLITAN DISTRICT ELECTION  
4 COORDINATOR NOT LATER THAN 4 P.M. OF THE THIRD DAY AFTER THE LAST  
5 DAY FOR FILING THE NOMINATING PETITION.

6 SEC. 386A. (1) THE APPROPRIATE BOARD OF CANVASSERS AS  
7 PRESCRIBED IN SECTION 24A SHALL CANVASS THE VOTES FOR CANDIDATES  
8 FOR METROPOLITAN DISTRICT OFFICER AND VOTES FOR AND AGAINST A  
9 BALLOT QUESTION AT A REGULAR ELECTION IN EACH METROPOLITAN  
10 DISTRICT. THAT NUMBER OF CANDIDATES EQUAL TO THE NUMBER OF  
11 INDIVIDUALS TO BE ELECTED WHO RECEIVE THE GREATEST NUMBER OF  
12 VOTES CAST AT THE ELECTION, AS SET FORTH IN THE REPORT OF THE  
13 BOARD OF CANVASSERS CANVASSING THE VOTES, BASED UPON THE RETURNS  
14 FROM THE ELECTION PRECINCTS OR AS DETERMINED BY THE BOARD OF  
15 CANVASSERS AS A RESULT OF A RECOUNT, ARE ELECTED TO THE OFFICE OF  
16 METROPOLITAN DISTRICT OFFICER. UPON COMPLETION OF THE CANVASS,  
17 THE BOARD OF CANVASSERS SHALL MAKE A STATEMENT OF RETURNS AND  
18 CERTIFY THE ELECTION OF METROPOLITAN DISTRICT OFFICERS TO THE  
19 METROPOLITAN DISTRICT ELECTION COORDINATOR AND TO THE SECRETARY  
20 OF THE LEGISLATIVE BODY OF THE METROPOLITAN DISTRICT.

21 (2) THE VOTES CAST FOR A CANDIDATE FOR METROPOLITAN DISTRICT  
22 OFFICER OR ON A BALLOT QUESTION SUBMITTED TO THE ELECTORS AT A  
23 METROPOLITAN DISTRICT ELECTION ARE SUBJECT TO RECOUNT AS PROVIDED  
24 IN CHAPTER XXXIII.

25 SEC. 386B. THE METROPOLITAN DISTRICT ELECTION COORDINATOR  
26 WHO RECEIVES THE CERTIFICATION OF THE BOARD OF CANVASSERS UNDER  
27 SECTION 386A SHALL PRESERVE AND FILE IN HIS OR HER OFFICE THE



1 CERTIFIED STATEMENT OF RETURNS AND CERTIFICATION OF THE BOARD OF  
2 CANVASSERS OF THE RESULT OF THE ELECTION. THE METROPOLITAN  
3 DISTRICT ELECTION COORDINATOR SHALL IMMEDIATELY EXECUTE AND  
4 PROVIDE TO THE INDIVIDUALS DECLARED ELECTED AS OFFICERS TO THE  
5 LEGISLATIVE BODY OF THE METROPOLITAN DISTRICT A CERTIFICATE OF  
6 ELECTION.

7 SEC. 387. WITHIN 5 BUSINESS DAYS AFTER CERTIFICATION OF AN  
8 ELECTION, EACH MEMBER-ELECT SHALL BE NOTIFIED OF THE ELECTION.  
9 WITHIN 10 BUSINESS DAYS AFTER NOTIFICATION BY THE METROPOLITAN  
10 DISTRICT ELECTION COORDINATOR OF ELECTION OR APPOINTMENT TO THE  
11 LEGISLATIVE BODY, EACH PERSON SHALL FILE WITH THE SECRETARY OF  
12 THE LEGISLATIVE BODY OF THE METROPOLITAN DISTRICT AN ACCEPTANCE  
13 OF THE OFFICE TO WHICH THE PERSON HAS BEEN ELECTED OR APPOINTED.  
14 THE SECRETARY OF THE LEGISLATIVE BODY OF THE METROPOLITAN  
15 DISTRICT SHALL FORWARD A COPY OF THE ACCEPTANCE TO THE  
16 METROPOLITAN DISTRICT ELECTION COORDINATOR.

17 SEC. 387A. (1) BEFORE ENTERING UPON THE DUTIES OF HIS OR HER  
18 OFFICE, AN INDIVIDUAL ELECTED AS AN OFFICER TO THE LEGISLATIVE  
19 BODY OF A METROPOLITAN DISTRICT SHALL TAKE AND SUBSCRIBE TO THE  
20 OATH PROVIDED IN SECTION 1 OF ARTICLE XI OF THE STATE  
21 CONSTITUTION OF 1963.

22 (2) THE OFFICE OF A METROPOLITAN DISTRICT OFFICER BECOMES  
23 VACANT IMMEDIATELY, REGARDLESS OF DECLARATION BY AN OFFICER OR  
24 ACCEPTANCE BY THE LEGISLATIVE BODY OF A METROPOLITAN DISTRICT OR  
25 1 OR MORE OF ITS OFFICERS, UPON ANY OF THE FOLLOWING EVENTS:

26 (A) THE DEATH OF THE METROPOLITAN DISTRICT OFFICER.

27 (B) THE METROPOLITAN DISTRICT OFFICER'S BEING ADJUDICATED

1 INSANE OR BEING FOUND TO BE A LEGALLY INCAPACITATED INDIVIDUAL BY  
2 A COURT OF COMPETENT JURISDICTION.

3 (C) THE METROPOLITAN DISTRICT OFFICER'S RESIGNATION.

4 (D) THE METROPOLITAN DISTRICT OFFICER'S REMOVAL FROM OFFICE.

5 (E) THE METROPOLITAN DISTRICT OFFICER'S CONVICTION FOR A  
6 FELONY.

7 (F) THE METROPOLITAN DISTRICT OFFICER'S ELECTION OR  
8 APPOINTMENT BEING DECLARED VOID BY A COMPETENT TRIBUNAL.

9 (G) THE METROPOLITAN DISTRICT OFFICER'S NEGLIGENCE OR FAILURE  
10 TO FILE THE ACCEPTANCE OF OFFICE, TO TAKE THE OATH OF OFFICE, OR  
11 TO GIVE OR RENEW AN OFFICIAL BOND REQUIRED BY LAW.

12 (H) THE METROPOLITAN DISTRICT OFFICER CEASING TO POSSESS THE  
13 LEGAL QUALIFICATIONS FOR HOLDING OFFICE.

14 (I) THE METROPOLITAN DISTRICT OFFICER MOVING HIS OR HER  
15 RESIDENCE FROM THE METROPOLITAN DISTRICT.

16 SEC. 388. (1) IF LESS THAN A MAJORITY OF THE OFFICES OF  
17 METROPOLITAN DISTRICT OFFICER OF A METROPOLITAN DISTRICT BECOME  
18 VACANT, THE REMAINING METROPOLITAN DISTRICT OFFICERS SHALL FILL  
19 EACH VACANT OFFICE BY APPOINTMENT. IF A VACANCY IN THE OFFICE OF  
20 METROPOLITAN DISTRICT OFFICER IS NOT FILLED WITHIN 30 DAYS AFTER  
21 THE VACANCY OCCURS OR IF A MAJORITY OF THE OFFICES OF  
22 METROPOLITAN DISTRICT OFFICER OF A METROPOLITAN DISTRICT BECOME  
23 VACANT, THE COUNTY ELECTION COMMISSION OF THE COUNTY IN WHICH THE  
24 LARGEST NUMBER OF REGISTERED ELECTORS OF THE METROPOLITAN  
25 DISTRICT RESIDE SHALL FILL EACH VACANCY BY APPOINTMENT. AN  
26 INDIVIDUAL APPOINTED UNDER THIS SUBSECTION SERVES UNTIL A  
27 SUCCESSOR IS ELECTED AND QUALIFIED.

1           (2) IF A VACANCY OCCURS IN AN OFFICE OF METROPOLITAN  
2 DISTRICT OFFICER MORE THAN 90 DAYS BEFORE A REGULAR METROPOLITAN  
3 DISTRICT ELECTION, AN ELECTION SHALL BE HELD AT THAT REGULAR  
4 METROPOLITAN DISTRICT ELECTION TO FILL THAT OFFICE FOR THE  
5 REMAINDER OF THE OFFICER'S UNEXPIRED TERM, IF ANY. THIS  
6 SUBSECTION APPLIES REGARDLESS OF WHETHER AN INDIVIDUAL IS  
7 APPOINTED UNDER SUBSECTION (1) TO FILL THE VACANCY.

8           (3) WITHIN 3 DAYS AFTER AN APPOINTMENT IS MADE TO FILL A  
9 VACANCY IN AN ELECTED OFFICE IN A METROPOLITAN DISTRICT, THE  
10 SECRETARY OF THE LEGISLATIVE BODY OF THE METROPOLITAN DISTRICT  
11 SHALL NOTIFY THE METROPOLITAN DISTRICT ELECTION COORDINATOR, IN  
12 WRITING, OF THE NAME, ADDRESS, AND OFFICE OF THE PERSON WHO  
13 VACATED THE OFFICE AS WELL AS THE PERSON FILLING THE OFFICE.

14           SEC. 389. THE LEGISLATIVE BODY OF A METROPOLITAN DISTRICT  
15 MAY SUBMIT A BALLOT QUESTION TO THE METROPOLITAN DISTRICT  
16 ELECTORS ON A REGULAR ELECTION DATE. THE LEGISLATIVE BODY OF THE  
17 METROPOLITAN DISTRICT SHALL FILE THE BALLOT QUESTION WITH THE  
18 METROPOLITAN DISTRICT ELECTION COORDINATOR AS PROVIDED IN SECTION  
19 646A(2).

20           SEC. 389A. (1) A METROPOLITAN DISTRICT SHALL PAY TO EACH  
21 COUNTY, CITY, AND TOWNSHIP THAT CONDUCTS A REGULAR ELECTION FOR  
22 THE METROPOLITAN DISTRICT AN AMOUNT DETERMINED IN ACCORDANCE WITH  
23 THIS SECTION.

24           (2) IF A METROPOLITAN DISTRICT'S REGULAR ELECTION IS HELD IN  
25 CONJUNCTION WITH ANOTHER ELECTION CONDUCTED BY A COUNTY, CITY, OR  
26 TOWNSHIP, THE METROPOLITAN DISTRICT SHALL PAY THE COUNTY, CITY,  
27 OR TOWNSHIP 100% OF THE ACTUAL ADDITIONAL COSTS ATTRIBUTABLE TO

1 CONDUCTING THE METROPOLITAN DISTRICT'S REGULAR ELECTION. IF A  
2 METROPOLITAN DISTRICT'S REGULAR ELECTION IS NOT HELD IN  
3 CONJUNCTION WITH ANOTHER ELECTION CONDUCTED BY A COUNTY, CITY, OR  
4 TOWNSHIP, THE METROPOLITAN DISTRICT SHALL PAY THE COUNTY, CITY,  
5 OR TOWNSHIP 100% OF THE ACTUAL COSTS OF CONDUCTING THE  
6 METROPOLITAN DISTRICT'S REGULAR ELECTION.

7 (3) THE COUNTY, CITY, OR TOWNSHIP SHALL PRESENT TO A  
8 METROPOLITAN DISTRICT A VERIFIED ACCOUNT OF ACTUAL COSTS OF  
9 CONDUCTING THE METROPOLITAN DISTRICT'S REGULAR ELECTION NOT LATER  
10 THAN 84 DAYS AFTER THE DATE OF THE ELECTION. THE LEGISLATIVE BODY  
11 OF THE METROPOLITAN DISTRICT SHALL PAY OR DISAPPROVE ALL OR A  
12 PORTION OF THE VERIFIED ACCOUNT WITHIN 84 DAYS AFTER THE  
13 METROPOLITAN DISTRICT RECEIVES A VERIFIED ACCOUNT OF ACTUAL COSTS  
14 UNDER THIS SUBSECTION.

15 (4) IF THE LEGISLATIVE BODY OF THE METROPOLITAN DISTRICT  
16 DISAPPROVES ALL OR A PORTION OF A VERIFIED ACCOUNT OF ACTUAL  
17 COSTS UNDER SUBSECTION (3), THE LEGISLATIVE BODY OF THE  
18 METROPOLITAN DISTRICT SHALL SEND A NOTICE OF DISAPPROVAL ALONG  
19 WITH THE REASONS FOR THE DISAPPROVAL TO THE COUNTY, CITY, OR  
20 TOWNSHIP. UPON REQUEST OF A COUNTY, CITY, OR TOWNSHIP WHOSE  
21 VERIFIED ACCOUNT OR PORTION OF A VERIFIED ACCOUNT WAS DISAPPROVED  
22 UNDER THIS SECTION, THE LEGISLATIVE BODY OF THE METROPOLITAN  
23 DISTRICT SHALL REVIEW THE DISAPPROVED COSTS WITH THE COUNTY,  
24 CITY, OR TOWNSHIP.

25 (5) A LEGISLATIVE BODY OF A METROPOLITAN DISTRICT, COUNTY,  
26 CITY, OR TOWNSHIP SHALL USE THE AGREEMENT MADE BETWEEN THE  
27 DEPARTMENT OF TREASURY AND THE SECRETARY OF STATE, AS REQUIRED BY

1 SECTION 487, AS A BASIS FOR PREPARING AND EVALUATING VERIFIED  
2 ACCOUNTS UNDER THIS SECTION. THE SECRETARY OF STATE SHALL ASSIST  
3 A LEGISLATIVE BODY OF A METROPOLITAN DISTRICT, COUNTY, CITY, OR  
4 TOWNSHIP IN PREPARING AND EVALUATING A VERIFIED ACCOUNT UNDER  
5 THIS SECTION. IF A COUNTY, CITY, OR TOWNSHIP AND THE LEGISLATIVE  
6 BODY OF THE METROPOLITAN DISTRICT CANNOT AGREE ON THE ACTUAL  
7 COSTS OF AN ELECTION AS PRESCRIBED BY THIS SECTION, THE SECRETARY  
8 OF STATE SHALL DETERMINE THOSE ACTUAL COSTS.

9 SEC. 390. EACH OFFICER ON THE LEGISLATIVE BODY OF A  
10 METROPOLITAN DISTRICT IS SUBJECT TO RECALL BY THE ELECTORS OF THE  
11 METROPOLITAN DISTRICT IN THE MANNER PRESCRIBED IN CHAPTER XXXVI.

12 Sec. 509q. The qualified voter file shall contain all of the  
13 following information for each qualified voter:

14 (a) The name; residence address including house number and  
15 street name or rural route and box number, and the apartment  
16 number, if any; city; state; zip code; and date of birth.

17 (b) The driver's license number or state personal  
18 identification card number or similar number issued by a  
19 designated voter registration agency.

20 (c) Jurisdictional information including county and city or  
21 township; village, if any; **METROPOLITAN DISTRICT, IF ANY;** and  
22 school district.

23 (d) Precinct numbers and ward numbers, if any.

24 (e) Any other information that the secretary of state  
25 determines is necessary to assess the eligibility of qualified  
26 electors or to administer voter registration or other aspects of  
27 the election process.

1 (f) Voting history for a 5-year period.

2 (g) The most recent digitized signature of an elector if  
3 captured or reproduced by the secretary of state or a county,  
4 city, or township clerk from a voter registration application  
5 pursuant to section 509hh, or captured or reproduced by the  
6 secretary of state pursuant to section 307 of the Michigan  
7 vehicle code, 1949 PA 300, MCL 257.307.

8 Sec. 558. (1) When filing a nominating petition, qualifying  
9 petition, filing fee, or affidavit of candidacy for a federal,  
10 county, state, city, township, village, **METROPOLITAN DISTRICT**, or  
11 school district office in any election, a candidate shall file  
12 with the officer with whom the petitions, fee, or affidavit is  
13 filed 2 copies of an affidavit of identity. A candidate nominated  
14 for a federal, state, county, city, township, or village office  
15 at a political party convention or caucus shall file an affidavit  
16 of identity within 1 business day after being nominated with the  
17 secretary of state. The affidavit of identity filing requirement  
18 does not apply to a candidate nominated for the office of  
19 president of the United States or vice president of the United  
20 States.

21 (2) An affidavit of identity shall contain the candidate's  
22 name, address, and ward and precinct where registered, if  
23 qualified to vote at that election; a statement that the  
24 candidate is a citizen of the United States; the candidate's  
25 number of years of residence in the state and county; other  
26 information that may be required to satisfy the officer as to the  
27 identity of the candidate; the manner in which the candidate

1 wishes to have his or her name appear on the ballot; and a  
2 statement that the candidate either is or is not using a name,  
3 whether a given name, a surname, or otherwise, that is not a name  
4 that he or she was given at birth. If a candidate is using a name  
5 that is not a name that he or she was given at birth, the  
6 candidate shall include on the affidavit of identity the  
7 candidate's full former name.

8 (3) The requirement to indicate a name change on the  
9 affidavit of identity does not apply if the name in question is 1  
10 of the following:

11 (a) A name that was formally changed at least 10 years  
12 before filing as a candidate.

13 (b) A name that was changed in a certificate of  
14 naturalization issued by a federal district court at the time the  
15 individual became a naturalized citizen at least 10 years before  
16 filing as a candidate.

17 (c) A name that was changed because of marriage.

18 (d) A name that was changed because of divorce, but only if  
19 to a legal name by which the individual was previously known.

20 (4) An affidavit of identity shall include a statement that  
21 as of the date of the affidavit, all statements, reports, late  
22 filing fees, and fines required of the candidate or any candidate  
23 committee organized to support the candidate's election under the  
24 Michigan campaign finance act, 1976 PA 388, MCL 169.201 to  
25 169.282, have been filed or paid; and a statement that the  
26 candidate acknowledges that making a false statement in the  
27 affidavit is perjury, punishable by a fine up to \$1,000.00 or

1 imprisonment for up to 5 years, or both. If a candidate files the  
2 affidavit of identity with an officer other than the county clerk  
3 or secretary of state, the officer shall immediately forward to  
4 the county clerk 1 copy of the affidavit of identity by first-  
5 class mail. The county clerk shall immediately forward 1 copy of  
6 the affidavit of identity for state and federal candidates to the  
7 secretary of state by first-class mail. An officer shall not  
8 certify to the board of election commissioners the name of a  
9 candidate who fails to comply with this section.

10 (5) If petitions or filing fees are filed by or in behalf of  
11 a candidate for more than 1 office, either federal, state,  
12 county, city, village, township, **METROPOLITAN DISTRICT**, or school  
13 district, the terms of which run concurrently or overlap, the  
14 candidate so filing, or in behalf of whom petitions or fees were  
15 so filed, shall select the 1 office to which his or her candidacy  
16 is restricted within 3 days after the last day for the filing of  
17 petitions or filing fees unless the petitions or filing fees are  
18 filed for 2 offices that are combined or for offices that are not  
19 incompatible. Failure to make the selection disqualifies a  
20 candidate with respect to each office for which petitions or fees  
21 were so filed and the name of the candidate shall not be printed  
22 upon the ballot for those offices. A vote cast for that candidate  
23 at the ensuing primary or general election shall not be counted  
24 and is void.

25 Sec. 659. (1) If a county, city, ward, township, village,  
26 **METROPOLITAN DISTRICT**, or school district is divided into 2 or  
27 more election precincts, the county, city, ward, township, or



1 village election commissioners may, by resolution, consolidate  
2 the election precincts for a particular election that is not a  
3 general November election, primary election immediately before a  
4 general November election, or other statewide or federal  
5 election. In making the determination to consolidate election  
6 precincts for a particular election, the election commission  
7 shall take into consideration the number of choices the voter  
8 must make, the percentage of registered voters who voted at the  
9 last similar election in the jurisdiction, and the intensity of  
10 the interest of the electors in the jurisdiction concerning the  
11 candidates and proposals to be voted upon. Consolidated precincts  
12 shall not exceed 5,000 registered electors.

13 (2) A consolidation under this section shall be made not  
14 less than 60 days before a primary, general, or special election.

15 (3) Unless the polling places for the election precincts to  
16 be consolidated are located in the same building, when a county,  
17 city, ward, township, or village consolidates election precincts  
18 for a particular election under subsection (1), the election  
19 commissioners or other designated election officials shall do  
20 both of the following:

21 (a) Provide notice to the registered electors of the  
22 affected election precincts of the consolidation of election  
23 precincts for the particular election and the location of the  
24 polling place for the election precinct or precincts for that  
25 election. Notice may be provided by mail or other method designed  
26 to provide actual notice to the registered electors.

27 (b) Post a written notice at each election precinct polling

1 place stating the location of the consolidated election precinct  
2 polling place.

3 (4) If a county, city, ward, township, or village  
4 consolidates election precincts under this section, each affected  
5 election precinct shall be treated as a whole unit and shall not  
6 be divided during the consolidation.

7 Sec. 699. At any regular election, the names of the several  
8 nonpartisan offices to be voted for shall be placed on a separate  
9 portion of the ballot containing no party designation in the  
10 following order: justices of the supreme court, judges of the  
11 court of appeals, judges of the circuit court, judges of the  
12 probate court, judges of the district court, city officers, the  
13 following village officers in substantially the following order  
14 in the year in which elections for the offices are held:  
15 president, clerk, treasurer, and trustees, and in a year in which  
16 an election for the office is held, local school district board  
17 member, community college board of trustees member, intermediate  
18 school district board member, **METROPOLITAN DISTRICT OFFICER**, and  
19 district library board member.

20 Sec. 863. A qualified and registered elector voting in a  
21 city, township, or village election who believes there has been  
22 fraud or error committed by the inspectors of election in its  
23 canvass or returns of the votes cast at the election, upon a  
24 proposed amendment to the charter of the city or village or other  
25 ballot question submitted to the voters of the county, city,  
26 township, school district, community college district,  
27 **METROPOLITAN DISTRICT**, or village, may petition for a recount of

1 the votes cast in any precinct or precincts of that county, city,  
2 township, school district, community college district,  
3 **METROPOLITAN DISTRICT**, or village, upon that proposed amendment  
4 or other ballot question as provided in this chapter.

5       Sec. 960. (1) A petition demanding the recall of an elective  
6 county commissioner or township, city, village, or school  
7 official shall be filed with the county clerk of the county in  
8 which the largest portion of the registered voters in the  
9 electoral district reside.

10       (2) A petition demanding the recall of an elective district  
11 library board member shall be filed with the clerk of the largest  
12 county. For the purposes of this subsection, the term "largest"  
13 has the meaning ascribed to it in section 2 of the district  
14 library establishment act, 1989 PA 24, MCL 397.172.

15       **(3) A PETITION DEMANDING THE RECALL OF AN ELECTIVE**  
16 **METROPOLITAN DISTRICT OFFICER SHALL BE FILED WITH THE COUNTY**  
17 **CLERK OF THE COUNTY IN WHICH THE LARGEST PORTION OF THE**  
18 **REGISTERED VOTERS IN THE ELECTORAL DISTRICT RESIDE.**

19       Sec. 968. If a petition is filed under section 960, the  
20 board of county canvassers in the county where the petition is  
21 filed shall conduct the canvass of the recall election. The  
22 canvass of other recall elections shall be by the board of state  
23 canvassers. If a board of canvassers determines that a majority  
24 of the votes are in favor of recall, the board of canvassers  
25 immediately upon the determination shall certify the result to  
26 the officer with whom the recall petition was filed. Upon  
27 certification, the office is vacant. The officer with whom the

1 recall petition was filed shall immediately upon receipt of the  
2 certification notify the clerk or secretary of the electoral  
3 district or, if the electoral district is a district library  
4 district, the district library board from which the official was  
5 recalled **OR, IF THE ELECTORAL DISTRICT IS A METROPOLITAN**  
6 **DISTRICT, THE LEGISLATIVE BODY OF THE METROPOLITAN DISTRICT FROM**  
7 **WHICH THE OFFICIAL WAS RECALLED** and the recalled official of the  
8 results of the recall election and the date and time of the  
9 certification.

10       Enacting section 1. This amendatory act does not take effect  
11 unless House Bill No. 4122 of the 96th Legislature is enacted  
12 into law.