

SUBSTITUTE FOR
HOUSE BILL NO. 4393

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending sections 312 and 646a (MCL 168.312 and 168.646a), as
amended by 2006 PA 647.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 312. (1) A school board may submit a ballot question to
2 the school electors on a regular election date, on a date when a
3 city or township within the school district's jurisdiction is
4 holding an election by adopting a resolution to that effect not
5 ~~less than 70 days~~ **LATER THAN 4 P.M. ON THE TWELFTH TUESDAY** before
6 the election date, or on a special election date as provided in
7 section 641(4). The school board shall certify the ballot question
8 language to the school district election coordinator not ~~less than~~
9 ~~70 days~~ **LATER THAN 4 P.M. ON THE TWELFTH TUESDAY** before the

1 election date. The school district election coordinator shall send
2 a copy of the ballot question language to the county clerk of each
3 county not less than ~~68~~82 days before the election.

4 (2) If a special election is called on a date provided under
5 section 641(4), the school district election coordinating committee
6 shall schedule the special election date.

7 Sec. 646a. (1) If a local officer is to be elected at a
8 general November election, candidates for the local office shall be
9 nominated in the manner provided by law or charter, subject to
10 sections 641 and 642. If candidates for the local office are to be
11 nominated at caucuses, the caucuses shall be held on a date before
12 the date set for the primary election or on the Saturday before the
13 day of the primary election as determined by the local legislative
14 body at least 20 days before the date of the caucus. If candidates
15 are nominated by filing petitions or affidavits, they shall be
16 filed at a time provided by charter, but not later than the date of
17 the primary. Except as provided in section 642, the local primary
18 election shall be held on the same day as a state or county primary
19 election. If a state or county primary is being held on the same
20 day, the last day for local candidates to file nominating petitions
21 is the same as the last date to file petitions for state and county
22 offices. The names of all local candidates and titles of office
23 shall be certified to the county clerk by the local clerk within 5
24 days after the last day for filing petitions, and certification of
25 nominees shall be made to that clerk within 5 days after the date
26 on which the primary or caucus was held.

27 (2) If a local, school district, or county ballot question is

1 to be voted on at a regular election date or special election, the
2 ballot wording of the ballot question shall be certified to the
3 local or county clerk ~~at least 70 days~~ **NOT LATER THAN 4 P.M. ON THE**
4 **TWELFTH TUESDAY** before the election. If the wording is certified to
5 a clerk other than the county clerk, the clerk shall certify the
6 ballot wording to the county clerk at least ~~68~~ **82** days before the
7 election. Petitions to place a county or local ballot question on
8 the ballot at the election shall be filed with the clerk at least
9 14 days before the date the ballot wording must be certified to the
10 local clerk.

11 (3) The provisions of this section apply notwithstanding any
12 provisions of law or charter to the contrary, unless an earlier
13 date for the filing of affidavits or petitions, including
14 nominating petitions, is provided in a law or charter, in which
15 case the earlier filing date is controlling.

16 Enacting section 1. This amendatory act takes effect 120 days
17 after the date it is enacted into law.