

# HOUSE BILL No. 6170

May 18, 2010, Introduced by Rep. Bledsoe and referred to the Committee on Judiciary.

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), section 492 as amended by 1989 PA 142.

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

1           Sec. 10. (1) ~~The~~ **EXCEPT AS PROVIDED IN SUBSECTION (2), THE**  
2 term "qualified elector", as used in this act, ~~shall be construed~~  
3 ~~to mean any~~ **MEANS A** person who possesses the qualifications of an  
4 elector as prescribed in section 1 of article ~~2~~ **II** of the state  
5 constitution **OF 1963** and who has resided in the city or township 30  
6 days.

7           (2) **FOR PURPOSES OF AN ELECTION FOR THE OFFICE OF JUDGE OF A**  
8 **MUNICIPAL COURT THAT EXERCISES JURISDICTION OVER ANOTHER CITY**

1 PURSUANT TO SECTION 9928(3) OF THE REVISED JUDICATURE ACT OF 1961,  
2 1961 PA 236, MCL 600.9928, QUALIFIED ELECTOR INCLUDES A PERSON WHO  
3 MEETS THE CONSTITUTIONAL QUALIFICATIONS DESCRIBED IN SUBSECTION (1)  
4 AND HAS RESIDED FOR 30 DAYS IN THE OTHER CITY OVER WHICH MUNICIPAL  
5 COURT JURISDICTION IS EXERCISED. THIS SUBSECTION DOES NOT ENTITLE A  
6 PERSON TO VOTE ON ANY BALLOT QUESTION EXCEPT THE OFFICE OF  
7 MUNICIPAL JUDGE UNDER THE CIRCUMSTANCES PRESCRIBED IN THIS  
8 SUBSECTION.

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

19 (2) An elector ~~shall not be deemed to have gained or lost~~ **DOES**  
20 **NOT GAIN OR LOSE** a residence ~~by reason of being~~ **WHILE** employed in  
21 the service of the United States or of this state, while engaged in  
22 the navigation of the waters of this state, ~~or~~ of the United  
23 States, or of the high seas, while a student at an institution of  
24 learning, while kept at any state facility or hospital at public  
25 expense, or while confined in a jail or prison. Honorably  
26 discharged members of the armed forces of the United States or of  
27 this state ~~and~~ who reside in the veterans' facility established by

1 this state may acquire a residence where the facility is located.  
2 The residence of a person who is a patient receiving treatment at a  
3 hospital or other facility ~~pursuant to Act No. 258 of the Public~~  
4 ~~Acts of 1974, as amended, being sections 330.1001 to 330.2106 of~~  
5 ~~the Michigan Compiled Laws~~ **UNDER THE MENTAL HEALTH CODE, 1974 PA**  
6 **258, MCL 330.1001 TO 330.2106**, is the village, city, or township  
7 where the person resided immediately before admission to the  
8 hospital or other facility.

9 (3) A member of the armed forces of the United States ~~shall~~ **IS**  
10 ~~not be deemed~~ a resident of this state ~~in consequence of~~ **DUE TO**  
11 being stationed in a military or naval ~~place~~ **FACILITY** within the  
12 **THIS** state.

13 (4) **FOR PURPOSES OF REGISTERING TO VOTE AND VOTING AT AN**  
14 **ELECTION OR SPECIAL ELECTION FOR THE OFFICE OF JUDGE OF A MUNICIPAL**  
15 **COURT THAT EXERCISES JURISDICTION OVER ANOTHER CITY PURSUANT TO**  
16 **SECTION 9928(3) OF THE REVISED JUDICATURE ACT OF 1961, 1961 PA 236,**  
17 **MCL 600.9928, A PERSON WHO RESIDES IN THE OTHER CITY OVER WHICH**  
18 **MUNICIPAL COURT JURISDICTION IS EXERCISED IS CONSIDERED A RESIDENT**  
19 **OF THE CITY IN WHICH THE MUNICIPAL COURT IS LOCATED AND MAY**  
20 **REGISTER FOR, AND VOTE IN, THAT ELECTION IN THE CITY IN WHICH HE OR**  
21 **SHE RESIDES.**

22 Sec. 492. ~~Every~~ **EACH** person who has the following  
23 qualifications of an elector, or who will have those qualifications  
24 at the next election or primary election, ~~shall be~~ **IS** entitled to  
25 ~~be registered~~ **REGISTER** as an elector in the township, city, or  
26 village in which he or she resides. The person shall be a citizen  
27 of the United States; not less than 18 years of age; a resident of

1 the state for not less than 30 days; and a resident of the  
2 township, city, or village on or before the thirtieth day before  
3 the next regular or special election or primary election. **FOR**  
4 **PURPOSES OF REGISTERING TO VOTE AND VOTING AT AN ELECTION OR**  
5 **SPECIAL ELECTION FOR THE OFFICE OF JUDGE OF A MUNICIPAL COURT THAT**  
6 **EXERCISES JURISDICTION OVER ANOTHER CITY PURSUANT TO SECTION**  
7 **9928(3) OF THE REVISED JUDICATURE ACT OF 1961, 1961 PA 236, MCL**  
8 **600.9928, A PERSON WHO RESIDES IN THE OTHER CITY OVER WHICH**  
9 **MUNICIPAL COURT JURISDICTION IS EXERCISED IS CONSIDERED A RESIDENT**  
10 **OF THE CITY IN WHICH THE MUNICIPAL COURT IS LOCATED.**

11 Enacting section 1. This amendatory act does not take effect  
12 unless Senate Bill No.\_\_\_\_ or House Bill No. 6168(request no.  
13 05617'09) of the 95th Legislature is enacted into law.