

# 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.