

SENATE BILL No. 1298

April 28, 2010, Introduced by Senators CROPSEY, McMANUS, KUIPERS and BISHOP and referred to the Committee on Campaign and Election Oversight.

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 394 (MCL 168.394), as amended by 1999 PA 216.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 394. ~~Any person who has been certified by the state~~
2 ~~central committee of any party as nominated for the office of~~
3 ~~justice of the supreme court or who filed an affidavit according to~~
4 ~~section 392a may withdraw by filing a written notice of withdrawal~~
5 ~~with the secretary of state or his or her duly authorized agent and~~
6 ~~a copy with the chairperson and secretary of the state central~~
7 ~~committee of the party not later than 4 p.m., eastern standard~~
8 ~~time, of the fourth business day following the conclusion of the~~
9 ~~convention.~~**AFTER THE FILING OF A NOMINATING PETITION OR AFFIDAVIT**

1 OF CANDIDACY BY OR IN BEHALF OF A PROPOSED CANDIDATE FOR THE OFFICE
2 OF JUSTICE OF THE SUPREME COURT, THE PROPOSED CANDIDATE IS NOT
3 PERMITTED TO WITHDRAW UNLESS HE OR SHE SERVES A WRITTEN NOTICE OF
4 WITHDRAWAL ON THE SECRETARY OF STATE OR HIS OR HER DULY AUTHORIZED
5 AGENT. THE NOTICE MUST BE SERVED NOT LATER THAN 3 DAYS AFTER THE
6 LAST DAY FOR FILING NOMINATING PETITIONS IF A NOMINATING PETITION
7 WAS FILED FOR THE PROPOSED CANDIDATE, AND NOT LATER THAN 3 DAYS
8 AFTER THE LAST DAY FOR FILING AFFIDAVITS OF CANDIDACY IF AN
9 AFFIDAVIT OF CANDIDACY WAS FILED FOR THE PROPOSED CANDIDATE. IF THE
10 THIRD DAY FALLS ON A SATURDAY, SUNDAY, OR LEGAL HOLIDAY, THE NOTICE
11 OF WITHDRAWAL MAY BE SERVED ON THE SECRETARY OF STATE OR HIS OR HER
12 DULY AUTHORIZED AGENT AT ANY TIME ON OR BEFORE 4 P.M., EASTERN
13 STANDARD TIME, ON THE NEXT SECULAR DAY.

14 Enacting section 1. This amendatory act does not take effect
15 unless all of the following bills of the 95th Legislature are
16 enacted into law:

17 (a) Senate Bill No. 1296.

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19 (b) Senate Bill No. 1297.

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21 (c) Senate Bill No. 1299.

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23 (d) Senate Bill No. 1300.

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