

Legislative Analysis



INJUNCTIVE RELIEF FOR CAMPAIGN FINANCE VIOLATIONS

Phone: (517) 373-8080
<http://www.house.mi.gov/hfa>

House Bill 5583 as introduced
Sponsor: Rep. Erin Byrnes
Committee: Ethics and Oversight
Complete to 4-17-24

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 5583 would amend the Michigan Campaign Finance Act to allow the secretary of state, for certain alleged violations of the act, to apply to the circuit court for injunctive relief (e.g., a court order to stop the violation).

The act allows a person to file a complaint with the secretary of state alleging that the act is being violated, and it prescribes requirements for such a complaint. (The complaint must contain identifying and contact information for the complainant, be signed by the complainant, and include the complainant's certification that its contentions are either supported by evidence or likely to be after an investigation.) The act also provides a process that requires the secretary of state to notify the person the complaint is filed against, allows them to respond, and allows the complainant to submit a rebuttal to that response.

The bill would authorize the secretary of state to apply to the circuit court of Ingham County for injunctive relief if a complaint meeting the above requirements is filed and the secretary of state reasonably believes that a violation of the act has occurred or is occurring.

MCL 169.215

FISCAL IMPACT:

House Bill 5583 would have an indeterminate fiscal impact on Ingham County Circuit Court. Costs could be incurred depending on how provisions of the bill affected court caseloads and related administrative costs.

The bill would have no fiscal impact on the Department of State.

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