

**SUBSTITUTE FOR
SENATE BILL NO. 513**

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending sections 301, 302, 312, 370, 381, 498, 641, 642a, 653a,
699, and 963 (MCL 168.301, 168.302, 168.312, 168.370, 168.381,
168.498, 168.641, 168.642a, 168.653a, 168.699, and 168.963),
section 301 as amended by 2004 PA 286, sections 302 and 312 as
added and sections 370 and 963 as amended by 2003 PA 302, section
381 as amended by 2004 PA 290, section 498 as amended by 1984 PA
89, section 641 as amended by 2003 PA 298, section 642a as amended
by 2004 PA 294, section 653a as added by 1982 PA 2, and section 699
as amended by 2004 PA 297.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 301. (1) Unless a particular power or duty of an election
2 official or a particular election procedure is specifically

1 governed by a provision of this chapter, a school district election
2 is governed by the provisions of this act that generally govern
3 elections.

4 (2) Except as provided in section 305, the school district
5 election coordinator for a school district shall conduct each
6 regular election and each special election that is requested by the
7 school board to submit a ballot question or to fill a vacancy on
8 the school board. In addition to receiving requests from the school
9 board to hold special elections, the school district election
10 coordinator shall do all of the following:

11 (a) Receive filing fees or nominating petitions and affidavits
12 of identity from candidates for school board and petitions for
13 special elections.

14 (b) Procure the necessary qualified voter file precinct lists.

15 (c) Certify candidates.

16 (d) Receive ballot proposal language.

17 (e) Issue absent voter ballots.

18 (3) A school district election coordinator who is a county
19 clerk may delegate, if the city or township clerk agrees, all or a
20 portion of the school district election coordinator's duties to
21 that city or township clerk. The school district election
22 coordinator shall not delegate duties to any person not named in
23 this section.

24 (4) A school district election coordinator who is a county
25 clerk may delegate the following duties to the city or township
26 clerk, who shall perform the following duties:

27 (a) Distribute, receive, and process absent voter ballot

1 applications for a school election.

2 (b) Make voting systems available for the conduct of a school
3 election.

4 (c) Make available to the school district election coordinator
5 the list of election inspectors for that city or township.

6 (D) NOTIFY SCHOOL DISTRICT ELECTORS OF PRECINCT AND POLLING
7 PLACE LOCATION CHANGES.

8 (5) IF THE COUNTY CLERK IS THE SCHOOL DISTRICT ELECTION
9 COORDINATOR FOR A SCHOOL DISTRICT, THE COUNTY ELECTION COMMISSION
10 SHALL ESTABLISH THAT SCHOOL DISTRICT'S ELECTION PRECINCTS AND
11 POLLING PLACE LOCATIONS IN ACCORDANCE WITH THIS ACT.

12 Sec. 302. An individual is eligible for election as a school
13 board member if the individual is a citizen of the United States
14 and is a qualified and registered elector of the school district
15 the individual seeks to represent by the filing deadline. At least
16 1 school board member for a school district shall be elected at
17 each of the school district's regular elections held as provided in
18 section 642 OR 642a. Except as otherwise provided in this section
19 or section 310 or 644g, a school board member's term of office is
20 prescribed by the applicable provision of section 11a, 617, 701, or
21 703 of the revised school code, 1976 PA 451, MCL 380.11a, 380.617,
22 380.701, and 380.703, or section 34, 34a, 41, 54, or 83 of the
23 community college act of 1966, 1966 PA 331, MCL 389.34, 389.34a,
24 389.41, 389.54, and 389.83. IF A BALLOT QUESTION CHANGING THE
25 NUMBER OF SCHOOL BOARD MEMBERS OR CHANGING THE TERMS OF OFFICE FOR
26 SCHOOL BOARD MEMBERS PURSUANT TO SECTION 11A OF THE REVISED SCHOOL
27 CODE, 1976 PA 451, MCL 380.11A, IS PROPOSED AND A SCHOOL DISTRICT

1 NEEDS A TEMPORARY VARIANCE FROM THE TERMS OF OFFICE PROVISIONS IN
2 THIS ACT AND THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.1 TO
3 380.1852, TO PHASE IN OR OUT SCHOOL BOARD MEMBERS' TERMS OF OFFICE,
4 THE SCHOOL BOARD SHALL SUBMIT THE PROPOSED BALLOT QUESTION LANGUAGE
5 AND A PROPOSED TRANSITION PLAN TO THE SECRETARY OF STATE AT LEAST
6 30 DAYS BEFORE THE SCHOOL BOARD SUBMITS THE BALLOT QUESTION
7 LANGUAGE TO THE SCHOOL DISTRICT ELECTION COORDINATOR PURSUANT TO
8 SECTION 312. THE SECRETARY OF STATE SHALL APPROVE OR REJECT THE
9 PROPOSED TRANSITION PLAN WITHIN 10 BUSINESS DAYS OF RECEIPT OF THE
10 PROPOSED TRANSITION PLAN. THE SECRETARY OF STATE SHALL APPROVE THE
11 PROPOSED TRANSITION PLAN IF THE PLAN PROVIDES ONLY TEMPORARY RELIEF
12 TO THE SCHOOL DISTRICT FROM THE TERMS OF OFFICE PROVISIONS IN THIS
13 ACT AND THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.1 TO
14 380.1852, UNTIL SUCH TIME THAT THE TERMS OF OFFICE FOR SCHOOL BOARD
15 MEMBERS CAN BE MADE TO COMPLY WITH THIS ACT AND THE REVISED SCHOOL
16 CODE, 1976 PA 451, MCL 380.1 TO 380.1852. THE SCHOOL BOARD SHALL
17 NOT SUBMIT THE PROPOSED BALLOT QUESTION LANGUAGE TO THE SCHOOL
18 DISTRICT ELECTION COORDINATOR PURSUANT TO SECTION 312 UNTIL THE
19 PROPOSED TRANSITION PLAN IS APPROVED BY THE SECRETARY OF STATE. A
20 school board member's term begins on 1 of the following dates:

21 (a) If elected at an election held on a November regular
22 election date, January 1 immediately following the election.

23 (b) If elected at an election held on a May regular election
24 date, July 1 immediately following the election.

25 Sec. 312. (1) A school board may submit a ballot question to
26 the school electors on a regular election date, on a date when a
27 city or township within the school district's jurisdiction is

1 holding an election by adopting a resolution to that effect not
2 ~~less than 70 days before the election date~~ **LATER THAN THE TIME**
3 **PERMITTED FOR CERTIFICATION UNDER SECTION 646A(2)**, or on a special
4 election date as provided in section 641(4). The school board shall
5 certify the ballot question language to the school district
6 election coordinator not ~~less than 70 days before the election~~
7 ~~date~~ **LATER THAN THE TIME PERMITTED FOR CERTIFICATION UNDER SECTION**
8 **646A(2)**. If the ballot question is submitted on the same date as an
9 election for a state or county office, the school district election
10 coordinator shall send a copy of the ballot question language to
11 the county clerk of each county not less than 68 days before the
12 election.

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

16 Sec. 370. (1) Except as provided in subsection (2), if a
17 vacancy occurs in an elective or appointive township office, the
18 vacancy shall be filled by appointment by the township board, and
19 the person appointed shall hold the office for the remainder of the
20 unexpired term.

21 (2) If 1 or more vacancies occur in an elective township
22 office that cause the number of members serving on the township
23 board to be less than the minimum number of board members that is
24 required to constitute a quorum for the transaction of business by
25 the board, the board of county election commissioners shall make
26 temporary appointment of the number of members required to
27 constitute a quorum for the transaction of business by the township

1 board. An official appointed under this subsection shall hold the
2 office only until the official's successor is elected or appointed
3 and qualified. An official who is temporarily appointed under this
4 subsection shall not vote on the appointment of himself or herself
5 to an elective or appointive township office.

6 (3) If a township official submits a written resignation from
7 an elective township office, for circumstances other than a
8 resignation related to a recall election, that specifies a date and
9 time when the resignation is effective, the township board, within
10 30 days before that effective date and time, may appoint a person
11 to fill the vacancy at the effective date and time of the
12 resignation. The resigning official shall not vote on the
13 appointment.

14 (4) Except as provided in subsection (5), if the township
15 board does not make an appointment under subsection (3), or if a
16 vacancy occurs in an elective township office and the vacancy is
17 not filled by the township board or the board of county election
18 commissioners within 45 days after the beginning of the vacancy,
19 the county clerk of the county in which the township is located
20 shall ~~notify the governor of the fact~~ **CALL A SPECIAL ELECTION**
21 **WITHIN 5 CALENDAR DAYS TO FILL THE VACANCY.** ~~The governor shall~~
22 ~~call a special election to fill the vacancy. The governor shall~~
23 ~~provide for the date for the filing of the petitions, and that date~~
24 ~~shall also be the last date to register for the special primary~~
25 ~~election.~~ **NOT LATER THAN 4 P.M. ON THE FIFTEENTH CALENDAR DAY**
26 **AFTER THE COUNTY CLERK CALLS A SPECIAL ELECTION PURSUANT TO THIS**
27 **SECTION, THE TOWNSHIP PARTY COMMITTEE FOR EACH POLITICAL PARTY IN**

1 THE TOWNSHIP SHALL SUBMIT A NOMINEE TO FILL THE VACANCY. THE
2 SPECIAL ELECTION SHALL BE HELD ON THE NEXT REGULAR ELECTION DATE
3 THAT IS NOT LESS THAN 60 DAYS AFTER THE DEADLINE FOR SUBMITTING
4 NOMINEES UNDER THIS SECTION OR 70 DAYS AFTER THE DEADLINE FOR
5 SUBMITTING NOMINEES UNDER THIS SECTION IF THE NEXT REGULAR ELECTION
6 DATE IS THE EVEN YEAR AUGUST PRIMARY OR THE GENERAL NOVEMBER
7 ELECTION. NOTICE OF THE SPECIAL ELECTION SHALL BE GIVEN IN THE SAME
8 MANNER REQUIRED BY SECTION 653A. A special ~~primary or~~ election
9 called ~~by the governor~~ under ~~authority of~~ this section does not
10 affect the rights of a qualified elector to register for any other
11 election. A person elected to fill a vacancy shall serve for the
12 remainder of the unexpired term.

13 (5) Subsection (4) does not apply to the office of township
14 constable. If a vacancy occurs in the office of township constable,
15 the township board shall determine if and when the vacancy shall be
16 filled by appointment. If the township board does not fill the
17 vacancy by appointment, the office of township constable shall
18 remain vacant until the next general or special election in which
19 township offices are filled.

20 Sec. 381. (1) Except as provided in subsection (2) and
21 sections 383, 641, 642, and 644g, the qualifications, nomination,
22 election, appointment, term of office, and removal from office of a
23 village officer shall be as determined by the charter provisions
24 governing the village.

25 (2) If the membership of the village council of a village
26 governed by the general law village act, 1895 PA 3, MCL 61.1 to
27 74.25, is reduced to less than a quorum of 4 and a special election

1 for the purpose of filling all vacancies in the office of trustee
2 is called under section 13 of chapter II of the general law village
3 act, 1895 PA 3, MCL 62.13, temporary appointments of trustees shall
4 be made as provided in this subsection. The board of county
5 election commissioners of the county in which the largest portion
6 of the population of the village is situated shall make temporary
7 appointment of the number of trustees required to constitute a
8 quorum for the transaction of business by the village council. A
9 trustee appointed under this subsection shall hold the office only
10 until the trustee's successor is elected and qualified. A trustee
11 who is temporarily appointed under this subsection shall not vote
12 on the appointment of himself or herself to an elective or
13 appointive village office.

14 (3) Notwithstanding another provision of law or charter to the
15 contrary, an appointment to an elective or appointive village
16 office made by a quorum constituted by temporary appointments under
17 this subsection expires upon the election and qualification of
18 trustees under the special election called to fill the vacancies in
19 the office of trustee.

20 (4) Filing for a village office shall be with the township
21 clerk if the township is conducting the election or if the village
22 is located in more than 1 township with the township in which the
23 largest number of the registered electors of the village reside.

24 **(5) IF A VILLAGE COUNCIL ADOPTS A RESOLUTION IN COMPLIANCE**
25 **WITH SECTION 642(7) TO HOLD ITS REGULAR ELECTION AT THE SEPTEMBER**
26 **PRIMARY ELECTION, THE NOMINATING PETITIONS FOR VILLAGE OFFICES TO**
27 **BE FILLED AT THE SEPTEMBER PRIMARY ELECTION SHALL BE FILED WITH THE**

1 VILLAGE CLERK BY 4 P.M. ON THE TWELFTH TUESDAY BEFORE THE SEPTEMBER
2 PRIMARY ELECTION. AFTER A NOMINATING PETITION IS FILED FOR A
3 CANDIDATE FOR A VILLAGE OFFICE, THE CANDIDATE IS NOT PERMITTED TO
4 WITHDRAW UNLESS A WRITTEN WITHDRAWAL NOTICE, SIGNED BY THE
5 CANDIDATE, IS FILED WITH THE VILLAGE CLERK NOT LATER THAN 4 P.M. OF
6 THE THIRD DAY AFTER THE LAST DAY FOR FILING THE NOMINATING
7 PETITION.

8 Sec. 498. (1) The governing body of a township, city, or
9 village may provide by resolution that in that township, city, or
10 village the clerk shall be at the clerk's office, or in some other
11 convenient place designated by the clerk, during the hours
12 designated by the governing body on the thirtieth day preceding an
13 election or primary election in the township, city, or village,
14 unless the thirtieth day falls on a Saturday, Sunday, or legal
15 holiday, in which event registration shall be accepted during the
16 same hours on the following day.

17 (2) In a township, city, or village in which the clerk does
18 not maintain regular daily office hours, the township board or the
19 legislative body of the city or village may require that the clerk
20 of the township, city, or village shall be at the clerk's office or
21 other designated place for the purpose of receiving applications
22 for registration on the days which the board or legislative body
23 designates, but not more than 5 days before the last day for
24 registration.

25 (3) The clerk of each township, city, and village shall give
26 public notice of the days and hours that the clerk will be at the
27 clerk's office or other designated place for the purpose of

1 receiving registrations before an election or primary election by
2 publication of the notice, except as provided in subsection (4) and
3 section 497(2), at least twice in a newspaper published or of
4 general circulation in the township, city, or village and, if
5 considered advisable by the township, city, or village clerk, by
6 posting written or printed notices in at least 2 of the most
7 conspicuous places in each election precinct. Except as provided in
8 subsection (4), ~~and except for a notice of registration for a~~
9 ~~special election held pursuant to section 640,~~ the first
10 publication or posting shall be made not less than 10 days before
11 the last day for receiving registrations. ~~If the notice of~~
12 ~~registration is for a special election for purposes of voting upon~~
13 ~~a proposal, other than a special election held pursuant to section~~
14 ~~640, the proposal as it will appear on the ballot shall be stated~~
15 ~~in the notice.~~ **IF THE NOTICE OF REGISTRATION IS FOR AN ELECTION**
16 **THAT INCLUDES A BALLOT PROPOSAL, A CAPTION OR BRIEF DESCRIPTION OF**
17 **THE BALLOT PROPOSAL SHALL BE STATED IN THE NOTICE.**

18 (4) Notice of registration for a school millage election that
19 will be held pursuant to section 36 of the general property tax
20 act, ~~Act No. 206 of the Public Acts of 1893, as amended, being~~
21 ~~section 211.36 of the Michigan Compiled Laws~~ **1893 PA 206, MCL**
22 **211.36**, shall be required to be published only once and shall be
23 made not less than 5 days before the last day for receiving
24 registrations as provided in section 497a.

25 (5) A county clerk may enter into an agreement with the clerk
26 of 1 or more townships or cities in the county or the clerks of 1
27 or more cities or townships in a county may enter into an agreement

1 to jointly publish the notice required in subsection (3). The
2 notice shall be published in a newspaper of general circulation in
3 the cities and townships listed in the notice.

4 Sec. 641. (1) Except as otherwise provided in this section and
5 sections 642 and 642a, beginning January 1, 2005, an election held
6 under this act shall be held on 1 of the following regular election
7 dates:

8 (a) The February regular election date, which is the fourth
9 Tuesday in February.

10 (b) The May regular election date, which is the first Tuesday
11 after the first Monday in May.

12 (c) The August regular election date, which is the first
13 Tuesday after the first Monday in August.

14 (d) The November regular election date, which is the first
15 Tuesday after the first Monday in November.

16 (2) If an elective office is listed by name in section 643,
17 requiring the election for that office to be held at the general
18 election, and if candidates for the office are nominated at a
19 primary election, the primary election shall be held on the August
20 regular election date.

21 (3) Except as otherwise provided in this subsection and
22 subsection (4), a special election shall be held on a regular
23 election date. A special election called by the governor under
24 section 145, 178, ~~370,~~ 632, 633, or 634 to fill a vacancy or
25 called by the legislature to submit a proposed constitutional
26 amendment as authorized in section 1 of article XII of the state
27 constitution of 1963 may, but is not required to be, held on a

1 regular election date.

2 (4) A school district may call a special election to submit a
3 ballot question to borrow money, increase a millage, or establish a
4 bond if an initiative petition is filed with the county clerk. The
5 petition shall be signed by a number of qualified and registered
6 electors of the district equal to not less than 10% of the electors
7 voting in the last gubernatorial election in that district or 3,000
8 signatures, whichever number is lesser. Section 488 applies to a
9 petition to call a special election for a school district under
10 this section. **IN ADDITION TO THE REQUIREMENTS SET FORTH IN SECTION**
11 **488, THE PROPOSED DATE OF THE SPECIAL ELECTION SHALL APPEAR BENEATH**
12 **THE PETITION HEADING, AND THE PETITION SHALL CLEARLY STATE THE**
13 **AMOUNT OF THE MILLAGE INCREASE OR THE AMOUNT OF THE LOAN OR BOND**
14 **SOUGHT AND THE PURPOSE FOR THE MILLAGE INCREASE OR THE PURPOSE FOR**
15 **THE LOAN OR BOND.** The petition shall be filed with the county clerk
16 by 4 p.m. of the ~~tenth~~ **TWELFTH** Tuesday before the proposed date
17 of the special election. The petition signatures shall be obtained
18 within 60 days before the filing of the petition. Any signatures
19 obtained more than 60 days before the filing of the petition are
20 not valid. If the special election called by the school district is
21 not scheduled to be held on a regular election date as provided in
22 subsection (1), the special election shall be held on a Tuesday. A
23 special election called by a school district under this subsection
24 shall not be held within 30 days before or 35 days after a regular
25 election date as provided in subsection (1). A school district may
26 only call 1 special election **PURSUANT TO THIS SUBSECTION** in each
27 calendar year.

1 (5) The secretary of state shall make a report to the house
2 and senate committees that consider election issues by December 1,
3 2006. The secretary of state shall report about the special
4 elections held under this subsection, including, but not limited
5 to, all of the following:

6 (a) The number of times a special election has been held.

7 (b) Which school districts have held special elections.

8 (c) Information about the success rate of the ballot question
9 submitted at the special elections.

10 (d) Information about voter turnout, including the percentage
11 and number of registered voters who voted in each special election.

12 (6) The secretary of state shall direct and supervise the
13 consolidation of all elections held under this act.

14 (7) This section shall be known and may be cited as the
15 "Hammerstrom election consolidation law".

16 Sec. 642a. (1) After December 31, 2004, a city council that
17 adopted a resolution so that its regular election is held on the
18 May regular election date may change its regular election to the
19 odd year general election by adopting a resolution in compliance
20 with section 642. If a city council adopts the resolution in
21 compliance with section 642 to hold its regular election at the odd
22 year general election, after December 31 of the year in which the
23 resolution is adopted, the city's regular election is at the odd
24 year general election.

25 (2) After December 31, 2004, a city council that holds its
26 regular election for city offices annually or in the even year on
27 the November regular election date may change its regular election

1 schedule to the odd year general election and the odd year primary
2 election by adopting a resolution in compliance with section 642.
3 If a city council adopts the resolution in compliance with section
4 642, the city's regular election is at the odd year general
5 election and its primary is at the odd year primary election.

6 (3) After December 31, 2004, a city council that adopted a
7 resolution so that its regular election primary is held at the
8 September primary election may change its regular election primary
9 to the odd year primary election by adopting a resolution in
10 compliance with section 642. If a city council adopts the
11 resolution in compliance with section 642 to hold its regular
12 election primary on the odd year primary election date, after
13 December 31 of the year in which the resolution is adopted, the
14 city's regular election primary is on the odd year primary election
15 date.

16 (4) After December 31, 2004, a school district's school board
17 that adopted a resolution so that its regular election is held on a
18 date other than at the odd year general election may change its
19 regular election to the odd year general election, **THE GENERAL**
20 **NOVEMBER ELECTION, THE NOVEMBER REGULAR ELECTION DATE IN BOTH EVEN**
21 **AND ODD YEARS, OR THE ODD YEAR MAY REGULAR ELECTION DATE** by
22 adopting a resolution in compliance with section 642. If a school
23 board adopts the resolution in compliance with section 642 to hold
24 its regular election at the odd year general election, **THE GENERAL**
25 **NOVEMBER ELECTION, THE NOVEMBER REGULAR ELECTION DATE IN BOTH EVEN**
26 **AND ODD YEARS, OR THE ODD YEAR MAY REGULAR ELECTION DATE**, after
27 December 31 of the year in which the resolution is adopted, the

1 school board's school district shall hold its regular election ~~at~~
2 ON the ~~odd year general~~ election **DATE ADOPTED IN THE RESOLUTION.**

3 (5) After December 31, 2004, a village council that adopted a
4 resolution so that its regular election is held on the September
5 primary election date may change its regular election to the
6 November regular election date by adopting a resolution in
7 compliance with section 642. If a village council adopts the
8 resolution in compliance with section 642 to hold its regular
9 election at the November regular election date, after December 31
10 of the year in which the resolution is adopted, the village's
11 regular election is at the November regular election date.

12 ~~----- (6) This section takes effect September 1, 2004.~~

13 Sec. 653a. (1) On receipt of the notice from the county clerk
14 pursuant to section 652, the clerk of each city and township shall
15 give notice of the time and place at which the election is to be
16 held, the offices to be filled, and the proposals to be submitted
17 to the voters. ~~If the notice pertains to a special election for~~
18 ~~the purpose of voting upon a proposal, the proposal, as it will~~
19 ~~appear on the ballot, shall be contained in the notice.~~ The notice
20 shall be published at least twice in a newspaper published, or of
21 general circulation, in the city or township. **A CAPTION OR BRIEF**
22 **DESCRIPTION OF THE PROPOSAL OR PROPOSALS SHALL BE INCLUDED IN THE**
23 **FIRST PUBLISHED NOTICE. IF THE ELECTION INCLUDES A STATEWIDE BALLOT**
24 **PROPOSAL, A CAPTION OR BRIEF DESCRIPTION OF THE STATEWIDE BALLOT**
25 **PROPOSAL SHALL ALSO BE INCLUDED IN THE SECOND PUBLISHED NOTICE. IF**
26 **THE ELECTION PERTAINS TO A SPECIAL ELECTION FOR THE PURPOSE OF**
27 **VOTING UPON A PROPOSAL, OR THE ELECTION INCLUDES A LOCAL BALLOT**

1 PROPOSAL, THE ENTIRE PROPOSAL AS IT WILL APPEAR ON THE BALLOT SHALL
2 BE INCLUDED IN THE SECOND PUBLISHED NOTICE. The first publication
3 shall be not less than 10 days before the election. The notice
4 shall be in substantially the following form:

5 ELECTION NOTICE

6 To the qualified electors of the city or township _____
7 notice is hereby given that a _____

8 (indicate whether regular, special, or primary)

9 election will be held in _____ on _____
10 (date)

11 from 7 a.m. to 8 p.m. for the purpose of nominating or electing
12 candidates for the following offices: _____

13 (list of offices)

14 and to vote on the following proposals: _____
15 (list all proposals to be submitted to voters)

16 List of polling place locations: _____.
17 _____

18 (clerk)

19 (2) A county clerk may enter into an agreement with the clerk
20 of 1 or more townships or cities in the county or the clerks of 1
21 or more cities or townships in a county may enter into an agreement
22 to jointly publish the notice in subsection (1). The notice shall
23 be published in a newspaper of general circulation in the cities
24 and townships listed in the notice. If certain offices or proposals
25 are to be voted on in less than all of the precincts, the notice

1 shall specify the townships or cities that shall vote on only those
2 offices or proposals.

3 Sec. 699. At ~~the general November~~ **ANY REGULAR** election, the
4 names of the several nonpartisan offices to be voted for shall be
5 placed on a separate portion of the ballot containing no party
6 designation in the following order: justices of the supreme court,
7 judges of the court of appeals, judges of the circuit court, judges
8 of the probate court, judges of the district court, **CITY OFFICERS**,
9 the following village officers in substantially the following order
10 in the year in which elections for the offices are held: president,
11 clerk, treasurer, and trustees, and in a year in which an election
12 for the office is held, **LOCAL** school **DISTRICT** board member,
13 **COMMUNITY COLLEGE BOARD OF TRUSTEES MEMBER, INTERMEDIATE SCHOOL**
14 **DISTRICT BOARD MEMBER, AND DISTRICT LIBRARY BOARD MEMBER.**

15 Sec. 963. (1) Within 35 days after the filing of the recall
16 petition, the filing official with whom the recall petition is
17 filed shall make an official declaration of the sufficiency or
18 insufficiency of the petition. If the recall petition is determined
19 to be insufficient, the filing official shall notify the person or
20 organization sponsoring the recall of the insufficiency of the
21 petition. It is not necessary to give notification unless the
22 person or organization sponsoring the recall files with the filing
23 official a written notice of sponsorship and a mailing address.

24 (2) Immediately upon determining that the petition is
25 sufficient, but not later than 35 days after the date of filing of
26 the petition, the county clerk with whom the petition is filed
27 shall call the special election to determine whether the electors

1 will recall the officer whose recall is sought. The election shall
2 be held on the next regular election date that is not less than ~~70~~
3 **95** days after the date the petition is filed.

4 (3) If a petition is filed under section 959, the filing
5 official with whom the petition is filed shall call the special
6 election. The election shall be held on the next regular election
7 date that is not less than ~~70~~ **95** days after the petition is
8 filed.