

# SENATE BILL No. 532

May 24, 2005, Introduced by Senators VAN WOERKOM, KUIPERS, PATTERSON, HARDIMAN and SWITALSKI and referred to the Committee on Government Operations.

A bill to amend 1954 PA 116, entitled  
"Michigan election law,"  
by amending section 968 (MCL 168.968), as amended by 1989 PA 26.

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

1       Sec. 968. (1) If a petition is filed under section 960, the  
2 board of county canvassers in the county where the petition is  
3 filed shall conduct the canvass of the recall election. The canvass  
4 of other recall elections shall be by the board of state  
5 canvassers. If a board of canvassers determines that a majority of  
6 the votes are in favor of recall, the board of canvassers  
7 immediately upon the determination shall certify the result to the  
8 officer with whom the recall petition was filed. Upon  
9 certification, the office is vacant. The officer with whom the

1 recall petition was filed shall, immediately upon receipt of the  
2 certification, notify the clerk or secretary of the electoral  
3 district or, if the electoral district is a district library  
4 district, the district library board from which the official was  
5 recalled and the recalled official of the results of the recall  
6 election and the date and time of the certification.

7           (2) IF THE OFFICER WHOSE RECALL IS SOUGHT IS AN OFFICER OF A  
8 COUNTY, CITY, VILLAGE, TOWNSHIP, OR SCHOOL DISTRICT, THE BOARD OF  
9 CANVASSERS SHALL NOT CERTIFY AS PROVIDED IN SUBSECTION (1) UNLESS  
10 THE MAJORITY OF VOTES IS IN FAVOR OF RECALL AND THAT MAJORITY  
11 TOTALS AT LEAST 1 VOTE MORE THAN THE VOTES CAST FOR THE OFFICER  
12 WHOSE RECALL IS SOUGHT AT THE ELECTION AT WHICH THE OFFICER WAS  
13 ELECTED FOR THAT TERM.