

MICHIGAN ELECTION LAW (EXCERPT)
Act 116 of 1954
Chapter XXXVI
RECALL

168.951 Officers subject to recall; time for filing recall petition; performance of duties until result of recall election certified.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.951a Recall petition under MCL 168.959; requirements; submission to board of state canvassers; determination that reason for recall is factual and of sufficient clarity; notice; meeting; presentation of arguments; appeal; validity of petition.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.952 Recall petition under MCL 168.960; requirements; submission to board of county election commissioners; determination that reason for recall is factual and of sufficient clarity; notice; meeting; presentation of arguments; appeal; validity of petition.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.952a Recall petitions; blank forms; substantial compliance.

Popular Name: Election Code

168.952b Recall petition; time for submission to board of state canvassers or board of county election commissioners.

168.953 Repealed. 1976, Act 66, Imd. Eff. Apr. 2, 1976.

Compiler's Notes: <Paragraph><P>The repealed section pertained to modifying form of recall petition.</P></Paragraph>

Popular Name: Election Code

168.954 Recall petitions; eligibility of signers; prohibited conduct; violations; misdemeanor; felony; penalties.

Popular Name: Election Code

168.955 Recall petition; number of signatures; certification.

Popular Name: Election Code

168.956 Repealed. 1976, Act 66, Imd. Eff. Apr. 2, 1976.

Compiler's Notes: <Paragraph><P>The repealed section pertained to signatures on recall petition.</P></Paragraph>

Popular Name: Election Code

168.957 Recall petition; certificate of circulator; false statement; misdemeanor.

Popular Name: Election Code

168.958 Recall petition sheet; signature of qualified and registered electors; location for signing; signature of person not qualified and registered elector.

Popular Name: Election Code

168.958a Separate petitions required.

Popular Name: Election Code

168.959 Recall of senators, representatives, elective state officers, county officials, or secretary of state; filing petitions.

Popular Name: Election Code

168.960 Recall of elective county commissioner or township, city, village, or school official; recall of elective district library board member; filing petition; recall of elective metropolitan district officer.

Popular Name: Election Code

168.961 Recall petition; filing; receipt; duties of filing official; duties of city or township clerk; certificate; duties of village clerk; use of qualified voter file.

Compiler's Notes: <Paragraph><P>Enacting section 4 of Act 71 of 2005 provides:</P></Paragraph><Paragraph><P>"Enacting section 4. If any portion of this amendatory act or the application of this amendatory act to any person or circumstances is found invalid by a court, the invalidity shall not affect the remaining portions or applications of this amendatory act that can be given effect without the invalid portion or application, if the remaining portions are not determined by the court to be inoperable, and to this end this amendatory act is declared to be severable."</P></Paragraph><Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.961a Notice to officer whose recall is sought; challenge; checking signatures; verifying challenged signature; use of qualified voter file.

Compiler's Notes: <Paragraph><P>Enacting section 4 of Act 71 of 2005 provides:</P></Paragraph><Paragraph><P>"Enacting section 4. If any portion of this amendatory act or the application of this amendatory act to any person or circumstances is found invalid by a court, the invalidity shall not affect the remaining portions or applications of this amendatory act that can be given effect without the invalid portion or application, if the remaining portions are not determined by the court to be inoperable, and to this end this amendatory act is declared to be severable."</P></Paragraph>

Popular Name: Election Code

168.962 Repealed. 1978, Act 533, Imd. Eff. Dec. 21, 1978.

Compiler's Notes: <Paragraph><P>The repealed section pertained to insufficiency of recall petitions.</P></Paragraph>

Popular Name: Election Code

168.963 Sufficiency or insufficiency of recall petition; determination; notice; recall election; recall primary election; special recall election.

Compiler's Notes: <Paragraph><P>Enacting section 4 of Act 71 of 2005 provides:</P></Paragraph><Paragraph><P>"Enacting section 4. If any portion of this amendatory act or the application of this amendatory act to any person or circumstances is found invalid by a court, the invalidity shall not affect the remaining portions or applications of this amendatory act that can be given effect without the invalid portion or application, if the remaining portions are not determined by the court to be inoperable, and to this end this amendatory act is declared to be severable."</P></Paragraph><Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.964 Repealed. 2012, Act 417, Imd. Eff. Dec. 20, 2012.

Compiler's Notes: <Paragraph><P>The repealed section pertained to procedures governing recall elections.</P></Paragraph>

Popular Name: Election Code

168.965 Recall of officer with election duties; appointment of impartial public officer.

Popular Name: Election Code

168.966 Repealed. 2012, Act 417, Imd. Eff. Dec. 20, 2012.

Compiler's Notes: <Paragraph><P>The repealed section pertained to contents of recall ballots.</P></Paragraph>

Popular Name: Election Code

168.967 Recall elections; payment of expenses.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.968 Canvass of recall election.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2.

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Popular Name: Election Code

168.969 Further recall petition; filing.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.970 Repealed. 2012, Act 417, Imd. Eff. Dec. 20, 2012.

Compiler's Notes: <Paragraph><P>The repealed section pertained to vacancy due to recall of officer.</P></Paragraph>

Popular Name: Election Code

168.970a Applicability of MCL 168.970b to 168.970g.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.970b Incumbent as nominee.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.970c Recall primary election; filing nominating petition or paying fee; incumbent as nominee.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.970e Recall primary election; declaration of nominee; candidate without political party affiliation.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.970g Candidate receiving highest number of votes; election.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.971 Repealed. 2012, Act 417, Imd. Eff. Dec. 20, 2012.

Compiler's Notes: <Paragraph><P>The repealed section pertained to special election to fill vacancy.</P></Paragraph>

Popular Name: Election Code

168.971a Applicability of MCL 168.971c to 168.975.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.971c Incumbent deemed to have filed; appearance of name on ballot.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.972 Nominating and voting for candidate for nonpartisan office; signing and filing nominating petition; signing, contents, and filing of recall petition.

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Popular Name: Election Code

168.973 Repealed. 2012, Act 417, Imd. Eff. Dec. 20, 2012.

Compiler's Notes: <Paragraph><P>The repealed section pertained to nomination of candidates to fill vacancy.</P></Paragraph>

Popular Name: Election Code

168.973a Nominating candidate for partisan office.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.974 Repealed. 2012, Act 417, Imd. Eff. Dec. 20, 2012.

Compiler's Notes: <Paragraph><P>The repealed section pertained to officer who resigned or was recalled prohibited from filling vacancy.</P></Paragraph>

Popular Name: Election Code

168.975 Candidate deemed elected.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2.

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Popular Name: Election Code

168.975a Applicability of MCL168.975c to 168.975g; special recall election for office of governor.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

Popular Name: Election Code

168.975c Recall of governor; procedure.

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Popular Name: Election Code

168.975e Recall of governor; statement of reason; condensed statement; justification of conduct in office; submission by governor; printing on special recall election ballot; certain words on ballot prohibited; question.

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Popular Name: Election Code

168.975g Majority of votes in favor of recall; certification of result; replacement of governor.

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Popular Name: Election Code

168.976 Recall election; laws governing.

Popular Name: Election Code

168.977 Appointment of officer who was recalled or resigned prohibited.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. As provided in section 5 of 1846 RS 1, MCL 8.5, this act is severable."</P></Paragraph><Paragraph><P>Enacting section 3 of Act 417 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 3. The legislature recognizes the importance of the electoral process, and it is the intent of the legislature that this amendatory act uphold each of the following:</P></Paragraph><Paragraph><P> (a) Section 4 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (b) Section 8 of article II of the state constitution of 1963.</P></Paragraph><Paragraph><P> (c) Section 26 of article V of the state constitution of 1963."</P></Paragraph>

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