



STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

**Meeting
of the
Board of State Canvassers**

**September 7, 2012
State Capitol, Room 426
Lansing, Michigan**

Called to order: 2:01 p.m.

Members present: Julie Matuzak – Chairperson
Norman Shinkle – Vice Chairperson
James Waters
Colleen Pero

Members absent: None.

Agenda item: Consideration of meeting minutes for approval.

Board action on agenda item: Motion to approve as submitted. Moved by Pero; supported by Waters. Ayes: Matuzak, Waters, Pero. Nays: None. Abstention: Shinkle. Motion carried.

Agenda item: Canvass and certification of the September 5, 2012 special primary election.

Board action on agenda item: The Board moved that based on an examination of the returns received by the Secretary of State for the September 5, 2012 primary, it certifies the attached report as a true statement of the votes cast at the special primary for the office of U.S. Representative in Congress, 11th District. The Board further moved to certify that the persons named in the attached List of Nominees are duly nominated for the office of U.S. Representative in Congress, 11th District, and are qualified to appear as candidates for such offices on the November 6, 2012 general election ballot. The Board also moved to authorize staff of the Bureau of Elections to represent the Board in any recount of votes cast at the September 5, 2012 special primary election. Moved by Shinkle; supported by Waters. Ayes: Matuzak, Shinkle, Waters, Pero. Nays: None. Motion carried. (Note: motion adopted at 2:07 p.m.)

Agenda item: Certification of nominees for the office of Judge of the Circuit Court, 56th Circuit.

Board action on agenda item: The Board moved, in accordance with the Court of Appeals order in the case of *Freeman v Board of State Canvassers*, Dkt. No. 310933, to certify the persons named in the List of Nominees as duly nominated for the office of Judge of the Circuit Court, 56th Circuit, non-incumbent position, and are qualified to appear as candidates for such office on the November 6, 2012 general election ballot. Moved by Pero; supported by Waters. Ayes: Matuzak, Shinkle, Waters, Pero. Nays: None. Motion carried.

Agenda item: Certification of amended Election Management System Unity Software v.3.0.1.0, including M100 tabulator firmware change v.5.3.1.0, to accommodate Oakland County's plan for wireless transmission of unofficial election night results, submitted for approval by Election Systems & Software of Omaha, Nebraska.

Board action on agenda item: The Board then moved to approve Unity v.3.0.1.0 Voting System submitted by Election Systems & Software for use in Michigan. This approval requires Oakland County to implement their plan on a pilot basis and evaluate the system's performance as outlined by the Director of Elections. Moved by Shinkle; supported by Waters. Ayes: Matuzak, Shinkle, Waters, Pero. Nays: None. Motion carried.

Agenda item: Consideration of the initiative petitions filed by Michigan Alliance for Prosperity and The People Should Decide.

Board action on agenda item: Two separate motions were offered.

First, the Board moved, in accordance with the Supreme Court's order in the case of *Michigan Alliance for Prosperity v Board of State Canvassers*, Dkt. No. 145753, to certify that the initiative petition filed by Michigan Alliance for Prosperity is sufficient for placement on the November 6, 2012 general election ballot. Moved by Pero; supported by Waters. Ayes: Matuzak, Shinkle, Waters, Pero. Nays: None. Motion carried.

Second, the Board moved, in accordance with the Supreme Court's order in the case of *The People Should Decide v Board of State Canvassers*, Dkt. No. 145755, to certify that the initiative petition filed by The People Should Decide is sufficient for placement on the November 6, 2012 general election ballot. Moved by Shinkle; supported by Waters. Ayes: Matuzak, Shinkle, Waters, Pero. Nays: None. Motion carried.

Agenda item: Assignment of ballot proposal designations to statewide ballot proposals qualified to appear on the November 6, 2012 general election ballot.

Board action on agenda item: The Board moved to assign the following designations to the statewide ballot proposals certified to appear on the November 6, 2012 general election ballot:

Stand Up for Democracy	12-1
Protect Our Jobs	12-2
Michigan Energy, Michigan Jobs	12-3
Citizens for Affordable Quality Home Care	12-4
Michigan Alliance for Prosperity	12-5
The People Should Decide	12-6.

Moved by Shinkle; supported by Waters. Ayes: Matuzak, Shinkle, Waters, Pero. Nays: None. Motion carried.

Agenda item: Determination of ballot wording for Protect Our Jobs, a proposed constitutional amendment.

Board action on agenda item: Three separate motions were offered.

First, the Board moved to approve the statement of purpose offered by the Director of Elections. Moved by Shinkle; supported by Pero. Ayes: Shinkle, Pero. Nays: Matuzak. Motion failed.

Second, the Board moved to reconsider the vote by which the motion to approve the statement of purpose offered by the Director of Elections. Moved by Pero; supported by Shinkle. Ayes: Matuzak, Shinkle, Pero. Nays: None. Motion carried.

Third, the Board moved to approve the statement of purpose offered by the Director of Elections. Moved by Shinkle; supported by Pero. Ayes: Matuzak, Shinkle, Pero. Nays: None. Motion carried. Statement of purpose follows:

Proposal 12 - ____
A PROPOSAL TO AMEND THE STATE CONSTITUTION
REGARDING COLLECTIVE BARGAINING

This proposal would:

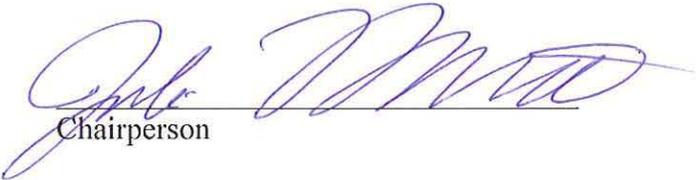
- Grant public and private employees the constitutional right to organize and bargain collectively through unions.
- Invalidate existing or future state or local laws that limit the ability to join unions and bargain collectively, and to negotiate and enforce collective bargaining agreements, including employees' financial support of their labor unions. Laws may be enacted to prohibit public employees from striking.
- Override state laws that regulate hours and conditions of employment to the extent that those laws conflict with collective bargaining agreements.
- Define "employer" as a person or entity employing one or more employees.

Should this proposal be approved? YES ___ NO ___

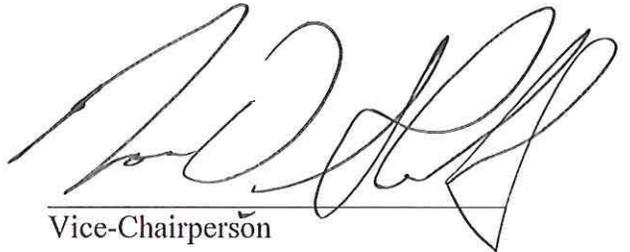
Agenda item: Such other and further business as may be properly presented to the Board.

Board action on agenda item: None.

Adjourned: 3:59 p.m.



 Chairperson



 Vice-Chairperson



 Member



 Member

9-14-2012

 Date