



STATE OF MICHIGAN
 JOCELYN BENSON, SECRETARY OF STATE
 DEPARTMENT OF STATE
 LANSING

August 12, 2020

**DEADLINE ESTABLISHED FOR SUBMISSIONS
 REGARDING BALLOT LANGUAGE**

**STATEWIDE BALLOT PROPOSALS,
 NOVEMBER 3, 2020 GENERAL ELECTION**

Under Michigan election law, the Director of Elections is charged with drafting ballot language for most types of statewide ballot proposals, and the Board of State Canvassers reviews and approves the language. “The statement shall consist of a true and impartial statement of the purpose of the amendment or question in such language as shall create no prejudice for or against the proposed amendment or question.” MCL 168.32; see also MI Const Art 12 §2.¹

The ballot wording has two components. The first is the 100 words referenced in the State Constitution and the statute; the second is the caption which does not have a specific word limit. Both are held to the same impartiality standard. Michigan election law directs that ballot proposals must be constructed so that a “Yes” vote is in favor of the subject matter of the proposal and a “No” vote is against the subject matter of the proposal. MCL 168.485, 643a. Prior to drafting, the Director of Elections solicits suggested language and explanatory material which has proven useful for developing impartial ballot language.

Two Joint Resolutions have been certified by the Michigan Legislature to appear on the November 3, 2020 general election ballot: Senate Joint Resolution G, and Senate Joint Resolution O. A copy of the full text of the proposals is attached to this announcement. **The Director of Elections is inviting public comments regarding the ballot language for these proposals.**

The calendar for the solicitation of suggested ballot language the proposals is as follows:

<i>Deadline for submission of suggested language and/or explanatory materials to staff:</i>	August 19, 2020, 5:00 p.m.
<i>Date of Board of State Canvassers meeting at which language will be considered:</i>	To be announced.
<i>Deadline for Secretary of State to certify 100-word statement of purpose to county clerks:</i>	September 4, 2020, 5:00 p.m.

Submissions may be made via email (elections@michigan.gov), U.S. Mail (P.O. Box 20126, Lansing, Michigan 48901), or hand delivery (address provided below). **Submissions must be received in this office by the date and time specified in order to be considered;** untimely submissions will not be considered.

¹ “The ballot to be used in such election shall contain a statement of the purpose of the proposed amendment, expressed in not more than 100 words, exclusive of caption. Such statement of purpose and caption shall be prepared by the person authorized by law, and shall consist of a true and impartial statement of the purpose of the amendment in such language as shall create no prejudice for or against the proposed amendment.”

**STATE OF MICHIGAN
99TH LEGISLATURE
REGULAR SESSION OF 2018**

Introduced by Senator Casperson

**ENROLLED SENATE
JOINT RESOLUTION 0**

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 35 and 35a of article IX, to provide for the use of certain revenues generated from leases for the extraction of nonrenewable resources from state owned lands and to modify the allowable expenditures from the Michigan natural resources trust fund and the Michigan state parks endowment fund.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to provide for the use of certain revenues generated from leases for the extraction of nonrenewable resources from state owned lands and to modify the allowable expenditures from the Michigan natural resources trust fund and the Michigan state parks endowment fund, is proposed, agreed to, and submitted to the people of the state:

ARTICLE IX

Sec. 35. (1) There is hereby established the Michigan natural resources trust fund. The trust fund shall consist of all bonuses, rentals, delayed rentals, and royalties collected or reserved by the state under provisions of leases for the extraction of nonrenewable resources from state owned lands, except such revenues accruing under leases of state owned lands acquired with money from state or federal game and fish protection funds or revenues accruing from lands purchased with such revenues. However, until the Michigan state parks endowment fund reaches an accumulated principal of \$800,000,000.00, the revenues from bonuses, rentals, delayed rentals, and royalties described in this section that would otherwise be deposited into the trust fund shall be deposited into the Michigan state parks endowment fund. In addition to the revenues described in this subsection, the trust fund may receive appropriations, money, or other things of value. The assets of the trust fund shall be invested as provided by law.

(2) Until the Michigan state parks endowment fund reaches an accumulated principal of \$800,000,000.00, the amount accumulated in the trust fund in any state fiscal year shall not exceed \$500,000,000.00, exclusive of interest and earnings

and money authorized for expenditure pursuant to this section. This amount is the accumulated principal limit. The accumulated principal of the trust fund shall not be expended. However, the interest and earnings of the trust fund shall be expended for the following:

(a) Acquisition of land or rights in land for recreational uses or protection of the land because of its environmental importance or its scenic beauty.

(b) Development, renovation, and redevelopment of public recreation facilities.

(c) Administration of the trust fund, which may include payments in lieu of taxes on state owned land purchased through the trust fund.

(3) The trust fund may provide grants to local units of government or public authorities, which shall be used for the purposes of this section. The legislature shall provide that a portion of the cost of a project funded by these grants be provided by the local unit of government or public authority.

(4) After the Michigan state parks endowment fund reaches an accumulated principal of \$800,000,000.00, the accumulated principal limit for the trust fund as provided for in subsection (2) no longer applies and the revenues from bonuses, rentals, delayed rentals, and royalties described in subsection (1) shall be deposited into the trust fund. From these revenues each year the legislature may provide, in addition to the expenditure of interest and earnings authorized by this section, that a portion, not to exceed 50 percent, may be expended during subsequent state fiscal years for the purposes of this section.

(5) Not less than 25 percent of the money made available for expenditure from the trust fund from any state fiscal year shall be expended for acquisition of land and rights in land for recreational uses or protection of the land because of its environmental importance or its scenic beauty, and not less than 25 percent of the money made available for expenditure from the trust fund from any state fiscal year shall be expended for development, renovation, and redevelopment of public recreation facilities.

(6) The legislature shall provide by law for the establishment of a trust fund board within the department of natural resources. The trust fund board shall recommend the projects to be funded. The board shall submit its recommendations to the governor who shall submit the board's recommendations to the legislature in an appropriations bill.

(7) The legislature shall provide by law for the implementation of this section.

Sec. 35a. (1) There is hereby established the Michigan state parks endowment fund. The endowment fund shall consist of revenues as provided in section 35 of this article, and as provided by law. The endowment fund may also receive private contributions of money or other things of value. The assets of the endowment fund shall be invested as provided by law.

(2) The accumulated principal of the endowment fund shall not exceed \$800,000,000.00, which amount shall be annually adjusted pursuant to the rate of inflation beginning when the endowment fund reaches \$800,000,000.00. This annually adjusted figure is the accumulated principal limit of the endowment fund.

(3) Money available for expenditure from the endowment fund as provided in this section shall be expended for all of the following:

(a) Capital improvements at Michigan State Parks.

(b) Operations and maintenance at Michigan State Parks.

(c) Acquisition of land or rights in land for Michigan State Parks.

(d) Administration of the endowment fund.

(4) Not less than 20 percent of the money made available for expenditure from the endowment fund from any state fiscal year shall be expended under subsection (3)(a) for capital improvements at Michigan State Parks.

(5) Money in the endowment fund shall be expended as follows:

(a) Until the endowment fund reaches an accumulated principal of \$800,000,000.00, each state fiscal year the legislature may appropriate not more than 50 percent of the money received under section 35 of this article plus interest and earnings and any private contributions or other revenue to the endowment fund.

(b) Once the accumulated principal in the endowment fund reaches \$800,000,000.00, only the interest and earnings of the endowment fund in excess of the amount necessary to maintain the endowment fund's accumulated principal limit may be made available for expenditure.

(6) Unexpended appropriations of the endowment fund from any state fiscal year as authorized by this section may be carried forward or may be appropriated as determined by the legislature for purposes of this section.

(7) The legislature shall provide by law for implementation of this section.

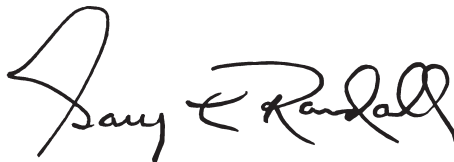
Resolved further, That the foregoing amendment shall be submitted to the people of the state at the next general election in the manner provided by law.

I hereby certify that on the twenty-first day of December, two thousand eighteen, the foregoing joint resolution was agreed to by the Senate, by a two-thirds vote of the Senators elected and serving.



Secretary of the Senate

I hereby certify that on the twenty-first day of December, two thousand eighteen, the foregoing joint resolution was agreed to by the House of Representatives, by a two-thirds vote of the Representatives elected and serving.



Clerk of the House of Representatives

ENROLLED SENATE JOINT RESOLUTION G

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 11 of article I, to require the government to obtain a search warrant in order to access a person's electronic data or electronic communication.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to require the government to obtain a search warrant in order to access a person's electronic data or electronic communication, is proposed, agreed to, and submitted to the people of the state:

ARTICLE I

Sec. 11. The person, houses, papers, possessions, electronic data, and electronic communications of every person shall be secure from unreasonable searches and seizures. No warrant to search any place or to seize any person or things or to access electronic data or electronic communications shall issue without describing them, nor without probable cause, supported by oath or affirmation. The provisions of this section shall not be construed to bar from evidence in any criminal proceeding any narcotic drug, firearm, bomb, explosive or any other dangerous weapon, seized by a peace officer outside the curtilage of any dwelling house in this state.

Resolved further, That the foregoing amendment shall be submitted to the people of the state at the next general election in the manner provided by law.

I hereby certify that on the twenty-fifth day of June, two thousand twenty, the foregoing joint resolution was agreed to by the Senate, by two-thirds vote of all the Senators elected and serving.

Secretary of the Senate

I hereby certify that on the twenty-fifth day of June, two thousand twenty, the foregoing joint resolution was agreed to by the House of Representatives, by two-thirds vote of all the Representatives elected and serving.

Clerk of the House of Representatives