

SENATE BILL NO. 834

December 4, 1997, Introduced by Senators GOUGEON and
DE GROW and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 8138 (MCL 600.8138).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8138. (1) ~~The~~ EXCEPT AS PROVIDED IN SUBSECTION (2),
2 THE seventy-third district consists of the counties of Huron and
3 Sanilac, is a district of the first class, and is divided into
4 the following election divisions:

5 (a) The first division consists of the county of Huron and
6 has 1 judge.

7 (b) The second division consists of the county of Sanilac
8 and has 1 judge.

9 (2) EFFECTIVE JANUARY 1, 1999, IF THE COUNTY OF SANILAC
10 APPROVES THE CREATION OF THE SEVENTY-THIRD-A DISTRICT PURSUANT TO
11 LAW, AND IF THE COUNTY OF HURON APPROVES THE CREATION OF THE

1 SEVENTY-THIRD-B DISTRICT PURSUANT TO LAW, BOTH OF THE FOLLOWING
2 APPLY:

3 (A) THE SEVENTY-THIRD-A DISTRICT CONSISTS OF THE COUNTY OF
4 SANILAC, IS A DISTRICT OF THE FIRST CLASS, AND HAS 1 JUDGE.

5 (B) THE SEVENTY-THIRD-B DISTRICT CONSISTS OF THE COUNTY OF
6 HURON, IS A DISTRICT OF THE FIRST CLASS, AND HAS 1 JUDGE.

7 Enacting section 1. The creation of the seventy-third-a
8 district and the seventy-third-b district, as allowed by this
9 1998 amendatory act, shall not take place unless resolutions of
10 approval by the county boards of commissioners of the counties of
11 Huron and Sanilac, as required by section 8176 of the revised
12 judicature act of 1961, 1961 PA 236, MCL 600.8176, are filed with
13 the state court administrator not later than April 1, 1998.

14 Enacting section 2. If new judicial districts of the dis-
15 trict court are created under this amendatory act pursuant to
16 section 8176 of the revised judicature act of 1961, 1961 PA 236,
17 MCL 800.8176, the change in the composition of the affected judi-
18 cial districts shall take effect for judicial purposes on January
19 1, 1999. If the seventy-third-a district and the seventy-third-b
20 district are created pursuant to this amendatory act, both of the
21 following apply to the judges of the seventy-third district serv-
22 ing on the effective date of this amendatory act:

23 (a) The judge who resides in Sanilac county and whose term
24 expires on January 1, 2003 shall become a judge of the
25 seventy-third-a district on January 1, 1999 for the balance of
26 the term for which he or she was elected, except that he or she

1 must continue to meet other requirements for eligibility to serve
2 as district judge, including residency requirements.

3 (b) The judge who resides in Huron county and whose term
4 expires on January 1, 2003 shall become a judge of the
5 seventy-third-b district on January 1, 1998 for the balance of
6 the term to which he or she was elected, except that he or she
7 must continue to meet other requirements for eligibility to serve
8 as district judge, including residency requirements.