

HOUSE BILL No. 6168

May 18, 2010, Introduced by Rep. Bledsoe and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 9928 (MCL 600.9928).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9928. (1) The district court shall not function nor shall
2 district judges be elected in any district of the third class in
3 which 1 or more cities ~~which~~ **THAT** maintain municipal ~~or police~~
4 courts and ~~which~~ **THAT** contain, individually or in the aggregate,
5 more than 50% of the population of the district elect to retain
6 their municipal ~~or police~~ courts by resolution adopted by their
7 respective governing bodies ~~within 7 days after the effective date~~
8 ~~of this section~~ **NOT LATER THAN JUNE 24, 1968.**

9 (2) Municipal ~~and police~~ courts retained under ~~the provisions~~

1 ~~of~~ this section shall perform all duties and powers which by law
2 may be performed by justices of the peace and the circuit court
3 commissioners.

4 (3) The jurisdiction of ~~such municipal or police courts~~
5 **RETAINED UNDER SUBSECTION (1)** is limited to their respective cities
6 except that ~~where the district contains 1 or more townships such~~
7 ~~courts shall exercise the same jurisdiction and powers in such~~
8 ~~townships as they exercise in their respective cities~~ **IF THE**
9 **DISTRICT CONTAINS 1 OR MORE CITIES THAT HAVE RETAINED MUNICIPAL**
10 **COURTS UNDER SUBSECTION (1) AND ALSO CONTAINS A CITY THAT**
11 **PREVIOUSLY WAS A VILLAGE SUBJECT TO THE PROVISIONS OF SECTION 22A**
12 **OF THE HOME RULE VILLAGE ACT, 1909 PA 278, MCL 78.22A, BUT**
13 **SUBSEQUENTLY WAS INCORPORATED AS A CITY, THE NEWLY INCORPORATED**
14 **CITY MAY, BY AGREEMENT WITH ANY 1 OF THE CITIES IN THE DISTRICT**
15 **THAT HAS RETAINED ITS MUNICIPAL COURT, PROVIDE THAT THE MUNICIPAL**
16 **COURT SHALL EXERCISE THE SAME JURISDICTION AND POWERS WITH RESPECT**
17 **TO THE NEWLY INCORPORATED CITY AS IT EXERCISES IN THE CITY IN WHICH**
18 **IT IS LOCATED.**

19 (4) Notwithstanding any other provision of law, a city shall
20 not establish a municipal or police court after July 1, 1968.

21 ~~— (5) The city clerks of cities adopting resolutions under this~~
22 ~~section shall file copies of such resolutions with the court~~
23 ~~administrator within 30 days after the adoption of such~~
24 ~~resolutions.~~