

HOUSE BILL No. 6042

November 27, 2012, Introduced by Rep. Heise and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 946 (MCL 600.946).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 946. (1) ~~Any person~~ **AN INDIVIDUAL** who is duly licensed to
2 practice law in the court of last resort of any other state or
3 territory or the District of Columbia, of the United States of
4 America, and who applies for admission to the bar of this state
5 without examination, is required to prove **ALL OF THE FOLLOWING** to
6 the satisfaction of the board of law examiners: ~~that:~~

7 (A) ~~(1)~~ He **OR SHE** is **A MEMBER** in good standing ~~at~~ **OF** the bar
8 of ~~such~~ **THAT** other state, territory, or district, and has the
9 qualifications as to moral character, citizenship, age, general

education, fitness, and ability required for admission to the bar of this state. ~~and~~

~~—— (2) He intends in good faith either to maintain an office in this state for the practice of law, and to practice actively in this state, or to engage in the teaching of law as a full-time instructor in a reputable and qualified law school duly incorporated under the laws of this state, and~~

(B) ~~(3) His~~ **SUBJECT TO SUBSECTION (2), HIS OR HER** principal business or occupation for at least 3 of the 5 years immediately preceding his **OR HER** application ~~has been either the~~ **WAS ANY OF THE FOLLOWING:**

(i) **THE** active practice of law in ~~such~~ **THAT** other state, territory, or district. ~~or the~~

(ii) **THE** teaching of law as a full-time instructor in a reputable and qualified law school duly incorporated under the laws of this or some other state or territory, or the District of Columbia, of the United States of America. ~~, or that period of active~~

(iii) **ACTIVE** service, full-time as distinguished from active duty for training and reserve duty, in the armed forces of the United States, during which the applicant was assigned to and discharged the duties of a judge advocate, legal specialist, or legal officer by any other designation, ~~shall be considered as the practice of law for the purposes of this section, which~~ **IF THAT** assignment and the inclusive dates ~~thereof shall be~~ **OF THAT ASSIGNMENT ARE** certified to by the judge advocate general or comparable officer of the armed forces concerned or by the

1 principal assistant to whom this certification ~~may be~~ **IS** delegated.
2 ~~or any~~

3 (iv) A combination of **TIME** periods of ~~practice thereof.~~ **THE**
4 **PRACTICES DESCRIBED IN SUBPARAGRAPH (i), (ii), OR (iii).**

5 (2) The supreme court may, in its discretion, on special
6 motion and for good cause shown, increase ~~said~~ **THE** 5-year period
7 **DESCRIBED IN SUBSECTION (1) (B).** Any period of active service in the
8 armed forces of the United States ~~not meeting~~ **THAT DOES NOT MEET**
9 the requirements of duty in the armed forces as ~~herein stated~~
10 **DESCRIBED IN SUBSECTION (1) (B) (iii)** may be excluded from the 5-year
11 period ~~above prescribed~~ **DESCRIBED IN SUBSECTION (1) (B)** and the
12 period extended accordingly.