

Chapter 600

REVISED JUDICATURE ACT OF 1961

REVISED JUDICATURE ACT OF 1961

Act 236 of 1961

AN ACT to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of the courts, and of the judges and other officers of the courts; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in the courts; pleading, evidence, practice, and procedure in civil and criminal actions and proceedings in the courts; to provide for the powers and duties of certain state governmental officers and entities; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts.

The People of the State of Michigan enact:
Chapter 1
SHORT TITLE AND CONSTRUCTION

600.101 Revised judiciary act of 1961; short title.

Compiler's Notes: <Paragraph><P>Former MCL 600.1 to 681.3, deriving from Act 314 of 1915 and entitled "The Judiciary Act of 1915," were repealed by Act 236 of 1961.</P></Paragraph>

600.102 Construction of act.

600.103 Repealed. 1980, Act 438, Eff. Sept. 1, 1981.

Compiler's Notes: <Paragraph><P>The repealed section pertained to inapplicability of act to common pleas court.</P></Paragraph>
<Paragraph><P>See Compiler's note to MCL 600.224.</P></Paragraph>

600.111 Counter claim; definition.

600.112 Judgment; definition.

600.113 Definitions; provisions governing traffic or parking violation or municipal civil infraction action; determination by preponderance of evidence.

JUDICIAL SYSTEM

600.151 Judicial power of state; vesting in courts.

600.151a State court fund; creation; use; crediting deposits and income from investments; unencumbered balance remaining in fund; distribution of proceeds.

Constitutionality: <Paragraph><P>The Supreme Court in <Emph EmphType="underscore">Judicial Attorneys Association</Emph> v <Emph EmphType="underscore">State of Michigan</Emph>, 460 Mich 590; 597 NW2d 113 (1999), ruled that 1996 PA 374 did not violate Const 1963, art 9 Â§ 29 (Headlee amendment) because Act 374 of 1996 neither imposed new activities nor increased the level of activities on local units.</P></Paragraph><Paragraph><P>1996 PA 374 merged the Recorder's Court into the Third Circuit Court. In adopting a narrow interpretation of Const 1963, art 9, Â§ 29, the Court held that the second sentence of Â§ 29 is only triggered by a mandate that requires local units to perform an activity that the state previously did not require local units to perform or at an increased level from that previously required of local units and that the act did not trigger Â§ 29 and did not violate the Headlee amendment.</P></Paragraph>

600.151b Court equity fund; creation; duties of state court administrative office; hold harmless fund; payments; reduced shares; retention of balance in work project account; formula; distributions; definitions.

600.151c Local court management council; creation; resolution; delivery of court services.

600.151d Juror compensation reimbursement fund; creation; use; deposits; investments; disposition of unencumbered balance; transfer to general fund; transfer to court equity fund.

600.151e Juror compensation reimbursement fund; distribution; allocation of funds for contract with software vendor and position within state court administrator office that provides technical support; report; conditions for reimbursement; payments; definitions.

600.152 Chief justice; head of judicial system.

600.171 Civil filing fee fund; creation; use; deposits; investment; distribution of proceeds.

600.175 Judicial technology improvement fund; creation; use; disposition; investment; transfer of balance to general fund; administration; expenditure; reimbursement to state court administrative office.

600.176 Judicial electronic filing fund; creation; use; credit; unencumbered balance remaining in fund; administration; expenditure; development of statewide electronic filing system; reimbursement to state court administrative office for costs.

600.181 Justice system fund; creation; use; disposition; investment; distributions.

600.185 Drug treatment court fund; creation; use; disposition; investment; administration; eligibility conditions; reimbursement to state court administrative office.

Chapter 2 SUPREME COURT: ORGANIZATION AND POWERS

600.201 Repealed. 1963, 2nd Ex. Sess., Act 18, Eff. Mar. 24, 1964.

Compiler's Notes: <Paragraph><P>The repealed section provided that the supreme court should consist of a chief justice and 7 associate justices.</P></Paragraph>

600.202 Chief justice; selection, resignation.

600.203 Justices; election.

600.204 Repealed. 1963, 2nd Ex. Sess., Act 18, Eff. Mar. 24, 1964.

Compiler's Notes: <Paragraph><P>The repealed section provided for filling vacancies in the office of supreme court justice.</P></Paragraph>

600.205 Justices; availability.

600.206 Justices; oath.

600.207 Justices; practice of law prohibited.

600.208 Judges; salary and expenses.

600.211 Terms of court; quorum.

600.212 Powers and jurisdiction; source.

600.215 Jurisdiction and power.

600.217 Jurisdiction and power as to writs.

600.219 Superintending control over inferior courts.

600.221 Reports relative to administration of justice; opinions.

600.222 Repealed. 1998, Act 298, Eff. Jan. 1, 1999.

Compiler's Notes: <Paragraph><P>The repealed section pertained to creation of trial court assessment commission.</P></Paragraph>

600.223 Rule-making power.

600.224 Meetings regarding court rules or administrative orders open to public; procedures; â€œcourtâ€ defined.

Compiler's Notes: <Paragraph><P>Sections 2 and 3 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph
EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P>
</Paragraph><Paragraph><P>â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne,
by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume
responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are
enacted and take effect.</P></Paragraph><Paragraph><P>â€œ(2) If the city of Detroit and the county of Wayne, acting through their
governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills
listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide
a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that
required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to
21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements
which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third
judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay
the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and
disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than
this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.â€</P></Paragraph>
<Paragraph><P>The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the
board of commissioners of the county of Wayne on April 30, 1981.</P></Paragraph><Paragraph><P><Emph
EmphType="bold">â€œEffective date of Chapter 91 and certain sections.</Emph></P></Paragraph><Paragraph><P>â€œSection 3. Chapter
91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.â€</P></Paragraph>

600.225 Assignment of judges to serve in other courts.

600.225a Municipal judges transferred to other courts; compensation and expenses.

600.226 Retired judges; authorization to perform judicial duties; compensation; applicability of section.

600.227 Writ or process; style; seal; evidence; court order prohibiting disclosure of party's address or contacting another party; service on protected party.

600.229 Decisions; contents, dissents, copies.

600.230 Equally divided court; affirmance of judgment.

600.232 Appeals to supreme court.

600.235 Appointment of chief judge for each county; appointment of chief judge of circuit, probate, and district court; procedures for assignment of cases and judges.

Compiler's Notes: <Paragraph><P>Former MCL 600.235, which pertained to appointment and qualifications of court clerk, reporter, court administrator, and crier, was repealed by Act 55 of 1963, 2nd Ex. Sess., Imd. Eff. Dec. 27, 1963.</P></Paragraph>

600.238 Judicial performance commission; creation; evaluation of judges; performance standards.

600.241 Operation of judicial branch; line-item appropriation.

600.242 Repealed. 1963, 2nd Ex. Sess., Act 55, Imd. Eff. Dec. 27, 1963.

Compiler's Notes: <Paragraph><P>The repealed section pertained to qualifications, term, and duties of research law clerks.</P></Paragraph>

600.244 Filing fees to supreme court; waiver; costs.

600.245 Repealed. 1963, 2nd Ex. Sess., Act 55, Imd. Eff. Dec. 27, 1963.

Compiler's Notes: <Paragraph><P>The repealed section pertained to secretarial personnel.</P></Paragraph>

600.247 Repealed. 1963, 2nd Ex. Sess., Act 55, Imd. Eff. Dec. 27, 1963.

Compiler's Notes: <Paragraph><P>The repealed section pertained to salaries of officers.</P></Paragraph>

600.250 Repealed. 1963, 2nd Ex. Sess., Act 55, Imd. Eff. Dec. 27, 1963.

Compiler's Notes: <Paragraph><P>The repealed section pertained to expenses of officers.</P></Paragraph>

600.251 Staff; budget, expenditures, fees and prerequisites.

Chapter 3
COURT OF APPEALS: ORGANIZATION AND POWERS

600.301 Court of appeals as court of record; number of judges.

Compiler's Notes: <Paragraph><P>Section 2 of Act 144 of 1974 provides:</P></Paragraph><Paragraph><P>“Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/4 of 1% nor more than 1% of the total number of votes cast in that appellate court district for secretary of state at the last preceding general November election in which a secretary of state was elected.”</P></Paragraph>

600.302 Judicial districts for election of judges of court of appeals.

Compiler's Notes: <Paragraph><P>Section 2 of Act 144 of 1974 provides:</P></Paragraph><Paragraph><P>“Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/4 of 1% nor more than 1% of the total number of votes cast in that appellate court district for secretary of state at the last preceding general November election in which a secretary of state was elected.”</P></Paragraph>

600.302a Judicial district; county lines; preparation of map by secretary of state.

600.303 Judges; terms; oath of office.

600.303a Transition to 6 judges in each district.

Compiler's Notes: <Paragraph><P>Former MCL 600.303a, which pertained to nominating petitions for new or existing judgeships, was repealed by Act 149 of 1982, Imd. Eff. May 6, 1982.</P></Paragraph>

600.303b Nomination, election, and terms of candidates for new judgeships.

Compiler's Notes: <Paragraph><P>Section 2 of Act 144 of 1974 provides:</P></Paragraph><Paragraph><P>“Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/4 of 1% nor more than 1% of the total number of votes cast in that appellate court district for secretary of state at the last preceding general November election in which a secretary of state was elected.”</P></Paragraph>

600.303c Election of candidates for new judgeships; terms.

600.303d Transition from 3 judicial districts to 4 judicial districts; provisions; offices.

600.304 Court of appeals judge; annual salary; expenses; insurance programs.

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">“Conditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P>“Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P>“(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.”</P></Paragraph><Paragraph><P>The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.</P></Paragraph><Paragraph><P><Emph EmphType="bold">“Effective date of certain sections.</Emph></P></Paragraph><Paragraph><P>“Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.”</P></Paragraph>

600.305 Administration of court; rules of practice.

600.306 Temporary judges.

Compiler's Notes: <Paragraph><P>Section 2 of Act 144 of 1974 provides:</P></Paragraph><Paragraph><P>“Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/4 of 1% nor more than 1% of the total number of votes cast in that appellate court district for secretary of state at the last preceding general November election in which a secretary of state was elected.”</P></Paragraph>

600.307 Judges; practice of law prohibited.

600.308 Jurisdiction of court of appeals on appeals from final judgments and final orders.

600.308a Action under Const. 1963, Art. 9, Â§ 32; commencement; jurisdiction; limitations; governmental unit as defendant; officer as party; continuation of action against governmental unit and officer's successor; referral of action; findings of fact; costs.

600.309 Appeals as of right; appeals by leave of court.

600.309a Relief from certain circuit court judgments based on jury verdict; appeal; applicability.

600.310 Original jurisdiction; writs, directives and mandates.

600.311 Panels; quorum; rotation; assignment of judges and cases.

Compiler's Notes: <Paragraph><P>Section 2 of Act 144 of 1974 provides:</P></Paragraph><Paragraph><P>“Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/4 of 1% nor more than 1% of the total number of votes cast in that appellate court district for secretary of state at the last preceding general November election in which a secretary of state was elected.”</P></Paragraph>

600.312 Sessions of court; office space.

600.313 Decisions to be in writing; delivery and printing of opinions; effect of equally divided court.

Compiler's Notes: <Paragraph><P>Section 2 of Act 144 of 1974 provides:</P></Paragraph><Paragraph><P>“Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/4 of 1% nor more than 1% of the total number of votes cast in that appellate court district for secretary of state at the last preceding general November election in which a secretary of state was elected.”</P></Paragraph>

600.314 Finality of decisions; superintending control of supreme court.

600.315 Process; style, execution, seal.

600.316 Process issued by court of appeals; service; court order prohibiting disclosure of party's address or contacting another party; service on protected party.

600.317 Chief clerk; deputy clerks; personnel; duties; qualifications; bond; court officers.

600.318 Research law clerk; employment; qualifications.

600.319 Secretarial personnel; employment.

600.320 Salaries and expenses; payment.

600.321 Fees to court of appeals; charge per page; waiver; deposit; costs; use.

Chapter 4
TRIAL COURT CONCURRENT JURISDICTION

600.401 Plan of concurrent jurisdiction.

600.405 Plan of concurrent jurisdiction; adoption; options.

600.406 Circuit and probate judges; Genesee, Ingham, Kent, Macomb, Oakland, Washtenaw, and Wayne counties; adoption of plan of concurrent jurisdiction.

600.407 District judges, circuit and probate judges; Genesee, Ingham, Kent, Macomb, Oakland, and Washtenaw counties; adoption of plan of concurrent jurisdiction.

600.408 Trial court judges; Genesee, Ingham, Kent, Macomb, Oakland, Washtenaw, and Wayne counties; adoption of plans of concurrent jurisdiction.

600.410 Plan of concurrent jurisdiction; delegation; prohibition.

600.411 Repealed. 2012, Act 338, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to concurrent jurisdiction of probate judge.</P></Paragraph>

600.412 Concurrent jurisdiction plan in effect on December 31, 2012; validity.

600.413 Concurrent jurisdiction plans; design; objection to plan.

600.415 Family court plan.

600.420 Record maintenance.

600.425 Approval of plan by local funding units.

Chapter 5 CIRCUIT COURTS: ORGANIZATION AND POWERS

600.501 Judicial circuits.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes. Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions. Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

600.502 First judicial circuit.

600.503 Second judicial circuit.

600.504 Third judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

Sections 2 to 7 of Act 164 of 1978 provide:

Effective date of changes in composition of judicial circuits or district court districts. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judiciary act of 1961.

1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.

Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980.

Additional circuit judgeship for third judicial circuit; terms.

Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Additional circuit judgeship for sixteenth judicial circuit; term.

Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

Change in composition of affected judicial circuits; effective date.

Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

600.505 Fourth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections

3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

600.506 Fifth judicial circuit.

Compiler's Notes: Section 2 of Act 134 of 1988 provides: "Any additional circuit judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each county in the circuit, by resolution adopted by the county board of commissioners, approves the creation of the judgeship and unless the clerk of each county adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional circuit judgeship."

Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

In subsection (1), the phrase "except as provided" evidently should read "Except as provided."

600.507 Sixth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

Sections 2 to 7 of Act 164 of 1978 provide: Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts. Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979. Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979. Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides: Enacting sections amended; revised judiciary act of 1961.

Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows: Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 2 of Act 134 of 1988 provides: Any additional circuit judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each county in the circuit, by resolution adopted by the county board of commissioners, approves the creation of the judgeship and unless the clerk of each county adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional circuit judgeship.

Enacting section 1 of Act 252 of 2001 provides: Enacting section 1. If 2 new offices of judge are added to the sixth judicial circuit by election in 2002 pursuant to this amendatory act, the candidate receiving the highest number of votes in the November 2002 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Enacting section 1 of Act 607 of 2006 provides: Enacting section 1. If, pursuant to this amendatory act, a new office of judge is added to the sixth judicial circuit by election in 2008, the term of office of that judgeship for that election only shall be 8 years.

600.508 Seventh judicial circuit; county; number of judges.

600.509 Eighth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide: Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979. Election to fill new circuit and district judgeships; term. Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979. Ballot; nominating petition; affidavit of candidacy. Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act. Terms of judges. Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years. Election of additional judges; assumption and term of office. Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Residence of certain circuit judges; effect. Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows: Election of additional judges; assumption and terms of office. Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship. Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy. (2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.510 Ninth judicial circuit.

Compiler's Notes: <Paragraph><P>Section 2 of Act 134 of 1988 provides:</P></Paragraph><Paragraph><P>“Any additional circuit judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each county in the circuit, by resolution adopted by the county board of commissioners, approves the creation of the judgeship and unless the clerk of each county adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional circuit judgeship.”</P></Paragraph>

600.511 Tenth judicial circuit.

600.512 Eleventh judicial circuit.

600.513 Twelfth judicial circuit.

600.514 Thirteenth judicial circuit.

600.515 Fourteenth judicial circuit.

Compiler's Notes: <Paragraph><P>Sections 2 to 7 of Act 164 of 1978 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">“Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.”</Emph></P></Paragraph><Paragraph><P>“Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.”</P></Paragraph><Paragraph><P><Emph EmphType="bold">“Election to fill new circuit and district judgeships; term.”</Emph></P></Paragraph><Paragraph><P>“Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.”</P></Paragraph><Paragraph><P><Emph EmphType="bold">“Ballot; nominating petition; affidavit of candidacy.”</Emph></P></Paragraph><Paragraph><P>“Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.”</P></Paragraph><Paragraph><P><Emph EmphType="bold">“Terms of judges.”</Emph></P></Paragraph><Paragraph><P>“Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit,

the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.516 Fifteenth judicial circuit.

600.517 Sixteenth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of

votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

Sections 2 to 5 of Act 129 of 1980 provide:

New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.

Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980.

Additional circuit judgeship for third judicial circuit; terms.

Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Additional circuit judgeship for sixteenth judicial circuit; term.

Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

Change in composition of affected judicial circuits; effective date.

Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.518 Seventeenth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years

and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Enacting sections amended; revised judiciary act of 1961.

Section 1 of Act 128 of 1980 provides:

Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 2 of Act 134 of 1988 provides:

Any additional circuit judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each county in the circuit, by resolution adopted by the county board of commissioners, approves the creation of the judgeship and unless the clerk of each county adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional circuit judgeship.

Enacting section 1 of Act 256 of 2001 provides:

(1) If 2 new offices of judge are added to the seventeenth judicial circuit by election in 2002, pursuant to this amendatory act, the candidate receiving the highest number of votes in the November 2002 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

(2) If 1 new office of judge is added to the twentieth judicial circuit by election in 2004, pursuant to this amendatory act, the candidate receiving the highest number of votes in the November 2004 general election shall be elected for a term of 8 years.

600.519 Eighteenth judicial circuit; Bay county.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the

candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.520 Nineteenth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years

and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judiciary act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.521 Twentieth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

Section 2 of Act 54 of 1990 provides: If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

Enacting section 1 of Act 256 of 2001 provides:

Enacting section 1. (1) If 2 new offices of judge are added to the seventeenth judicial circuit by election in 2002, pursuant to this amendatory act, the candidate receiving the highest number of votes in the November 2002 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

(2) If 1 new office of judge is added to the twentieth judicial circuit by election in 2004, pursuant to this amendatory act, the candidate receiving the highest number of votes in the November 2004 general election shall be elected for a term of 8 years.

600.522 Twenty-first judicial circuit.

Compiler's Notes: Section 2 of Act 182 of 1981 provides: (1) The fifty-fifth judicial circuit is not created and the circuit judgeship proposed for that circuit is not authorized unless all of the following occur:

(a) The counties of Clare and Gladwin, by resolutions adopted by each of their county boards of commissioners, approve the creation of the fifty-fifth judicial circuit and the judgeship proposed for that circuit.

(b) The clerk of each county in subdivision (a) files a copy of the county's respective resolution with the secretary of state not later than December 22, 1981.

(c) The county of Isabella approves the reformation of the twenty-first judicial circuit as provided in subsection (2).

(2) The twenty-first judicial circuit is not reformed unless all of the following occur:

(a) The county of Isabella, by resolution adopted by its county board of commissioners, approves the reformation of the twenty-first judicial circuit.

(b) The clerk of the county of Isabella files a copy of the resolution with the secretary of state not later than December 22, 1981.

(c) The counties of Clare and Gladwin approve the creation of the fifty-fifth judicial circuit as provided in subsection (1).

(3) If the reformation of the twenty-first judicial circuit and the creation of the fifty-fifth judicial circuit are approved pursuant to subsections (1) and (2), the secretary of state shall immediately notify the state court administrator.

(4) By proposing the creation of the fifty-fifth judicial circuit and a circuit judgeship for that circuit and the reformation of the twenty-first judicial circuit, the legislature is not creating the fifty-fifth judicial circuit or any judgeship in that circuit, or reforming the twenty-first judicial circuit. If the counties of Clare and Gladwin, acting through their respective boards of commissioners, approve the creation of the circuit and the circuit judgeship proposed by law for that circuit, or if the county of Isabella approves the reformation of the twenty-first judicial circuit each approval constitutes an exercise of the affected county's option to provide a new activity or service or to increase the level of activity or service offered in the county beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the county of all expenses and capital improvements which may result from the creation of the circuit and judgeship, or from the reformation of the circuit. However, the exercise of the option does not affect the state's obligation to pay to each county a portion of the circuit judge's or judges' salary as provided by law, or to appropriate and disburse funds to each county for the necessary costs of state requirements established by a state law which becomes effective on or after December 23, 1978.

(5) If the county of Isabella approves the reformation of the twenty-first judicial circuit and the counties of Clare and Gladwin approve the creation of the fifty-fifth judicial circuit, then the incumbent circuit judge in the twenty-first judicial circuit who is a qualified elector in Clare or Gladwin county and who has been appointed to that office by the governor after January 1, 1981, becomes the circuit judge in the fifty-fifth judicial circuit on January 1, 1982, and serves as a circuit judge until January 1 next succeeding the first general election held after the vacancy to which he or she was appointed occurs, at which election a successor shall be elected for the remainder of the unexpired term which the predecessor incumbent serving on December 30, 1980, would have served had that incumbent remained in office in the twenty-first judicial circuit until his or her term would normally have expired.

600.523 Twenty-second judicial circuit.

600.524 Twenty-third judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial

purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term. Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy. (2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.525 Twenty-fourth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

(1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.526 Twenty-fifth judicial circuit; Marquette.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a

secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

600.527 Twenty-sixth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

(1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1,

1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.528 Twenty-seventh judicial circuit.

Compiler's Notes: Section 2 of Act 134 of 1988 provides:

Any additional circuit judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each county in the circuit, by resolution adopted by the county board of commissioners, approves the creation of the judgeship and unless the clerk of each county adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional circuit judgeship.

600.529 Twenty-eighth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or

Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.530 Twenty-ninth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.531 Thirtieth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judiciary act of 1961.

Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy;

residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.532 Thirty-first judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judiciary act of 1961.

Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors

of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.533 Thirty-second judicial circuit.

600.534 Thirty-third judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

(1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the

twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.535 Thirty-fourth judicial circuit.

Compiler's Notes: Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.536 Thirty-fifth judicial circuit.

Compiler's Notes: Sections 2 to 5 of Act 129 of 1980 provide:

New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.

Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980.

Additional circuit judgeship for third judicial circuit; terms.

Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Additional circuit judgeship for sixteenth judicial circuit; term.

Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

Change in composition of affected judicial circuits; effective date.

Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.537 Thirty-sixth judicial circuit.

Compiler's Notes: Section 2 of Act 134 of 1988 provides:

Any additional circuit judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each county in the circuit, by resolution adopted by the county board of commissioners, approves the creation of the judgeship and unless the clerk of each county adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional circuit judgeship.

600.538 Thirty-seventh judicial circuit.

Compiler's Notes: Section 2 of Act 54 of 1990 provides: If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.539 Thirty-eighth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide: Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts. Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979. Election to fill new circuit and district judgeships; term. Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979. Ballot; nominating petition; affidavit of candidacy. Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act. Terms of judges. Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years. Election of additional judges; assumption and term of office. Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Residence of certain circuit judges; effect. Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years. Enacting sections amended; revised judicature act of 1961. Section 1 of Act 128 of 1980 provides: Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows: Election of additional judges; assumption and terms of office. Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship. Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the

twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.540 Thirty-ninth judicial circuit.

600.541 Fortieth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit

judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.

Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980.

Additional circuit judgeship for third judicial circuit; terms.

Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Additional circuit judgeship for sixteenth judicial circuit; term.

Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

Change in composition of affected judicial circuits; effective date.

Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

Sections 2 and 3 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of Chapter 91 and certain sections.

Chapter 91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.

600.542 Forty-first judicial circuit.

Compiler's Notes: Section 2 of Act 95 of 1984 provides: Section 2. If the additional circuit judgeship permitted by this amendatory act for the forty-first judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

600.543 Forty-second judicial circuit.

600.544 Forty-third judicial circuit.

600.545 Forty-fourth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

600.546 Forty-fifth judicial circuit.

600.547 Forty-sixth judicial circuit.

Compiler's Notes: Section 3 of Act 95 of 1984 provides:

Section 3. If the additional circuit judgeship permitted by this amendatory act for the forty-sixth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

600.548 Forty-seventh judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the

composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

600.549 Forty-eighth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the

fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.549a Forty-ninth judicial circuit; counties; number of judges.

Compiler's Notes: Enacting section 1 of Act 100 of 2006 provides: "Enacting section 1. If, pursuant to this amendatory act, a new office of judge is added to the forty-ninth judicial circuit by election in 2006, the term of office of that judgeship for that election only shall be 8 years."

600.549b Fiftieth judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide: Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979. Election to fill new circuit and district judgeships; term. Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979. Ballot; nominating petition; affidavit of candidacy. Terms of judges. Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act. Terms of judges. Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years. Election of additional judges; assumption and term of office. Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Residence of certain circuit judges; effect. Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years. Enacting sections amended; revised judicature act of 1961. Section 1 of Act 128 of 1980 provides: Enacting sections amended; revised judicature act of 1961. Election of additional judges; assumption and terms of office. Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Twenty-sixth judicial circuit; vacancy;

residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.549c Fifty-first judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judiciary act of 1961.

Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors

of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.549d Fifty-second judicial circuit.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide: Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judiciary act of 1961.

Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.549e Fifty-third judicial circuit.

Compiler's Notes: Sections 2 to 5 of Act 129 of 1980 provide: **New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.** Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980. **Additional circuit judgeship for third judicial circuit; terms.** Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. **Additional circuit judgeship for sixteenth judicial circuit; term.** Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years. **Change in composition of affected judicial circuits; effective date.** Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

600.549f Fifty-fourth judicial circuit.

Compiler's Notes: Sections 2 to 5 of Act 129 of 1980 provide: **New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.** Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980. **Additional circuit judgeship for third judicial circuit; terms.** Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. **Additional circuit judgeship for sixteenth judicial circuit; term.** Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years. **Change in composition of affected judicial circuits; effective date.** Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires. Sections 2, 3 and 6 of Act 438 of 1980 provide: **Conditional effective date; action constituting exercise of option; effect of exercising option.** Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect. (2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in

the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of Chapter 91 and certain sections.

Section 3. Chapter 91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.

Creation of fifty-fourth judicial circuit and reformation of fortieth judicial circuit; conditions; legislative intent; judgeship.

Section 6. (1) The fifty-fourth judicial circuit shall not be created nor any circuit judgeship proposed for that circuit be authorized or filled by election unless all of the following occur:

(a) The county of Lapeer approves the reformation of the fortieth judicial circuit pursuant to subsection (2).

(b) The county of Tuscola, by resolution adopted by its county board of commissioners, approves the creation of the fifty-fourth judicial circuit and the judgeship proposed for that circuit.

(c) The clerk of the county of Tuscola files a copy of the resolution adopted pursuant to subdivision (b) with the state court administrator not later than 4 p.m. on June 1, 1981.

(2) The fortieth judicial circuit shall not be reformed unless the county of Lapeer, by resolution adopted by its county board of commissioners, approves the reformation of the fortieth judicial circuit and unless the clerk of the county of Lapeer files a copy of the resolution with the state court administrator not later than 4 p.m. on June 1, 1981.

(3) If the reformation of the fortieth judicial circuit, the creation of the fifty-fourth judicial circuit, and the creation of the proposed circuit judgeship for the fifty-fourth judicial circuit are approved pursuant to subsections (1) and (2), the state court administrator shall immediately notify the elections division of the department of state of the composition of the circuits.

(4) By proposing the creation of the fifty-fourth judicial circuit and a circuit judgeship for that circuit and the reformation of the fortieth judicial circuit, the legislature is not creating the fifty-fourth judicial circuit or any judgeship in that circuit, or reforming the fortieth judicial circuit. If the county of Tuscola, acting through its board of commissioners, approves the creation of the circuit and the circuit judgeship proposed by law for that circuit, or if the county of Lapeer approves the reformation of the fortieth judicial circuit each approval constitutes an exercise of the affected county's option to provide a new activity or service or to increase the level of activity or service offered in the county beyond that required by existing law, as the elements of the option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the county of all expenses and capital improvements which may result from the creation of the circuit and judgeship, or from the reformation of the circuit. However, the exercise of the option does not affect the state's obligation to pay to each county a portion of the circuit judge's or judges' salary as provided by law, or to appropriate and disburse funds to each county for the necessary costs of state requirements established by a state law which becomes effective on or after December 23, 1978.

(5) If the county of Lapeer approves the reformation of the fortieth judicial circuit and the county of Tuscola approves the creation of the fifty-fourth judicial circuit and the judgeship for that circuit pursuant to this section, the circuit judge in the fortieth judicial circuit whose term expires on January 1, 1989, shall become a judge of the fifty-fourth judicial circuit and shall serve the balance of his or her term after July 1, 1981, as a judge of the fifty-fourth judicial circuit.

600.549g Fifty-fifth judicial circuit; counties; number of judges.

Compiler's Notes: Section 2 of Act 182 of 1981 provides:

(1) The fifty-fifth judicial circuit is not created and the circuit judgeship proposed for that circuit is not authorized unless all of the following occur:

(a) The counties of Clare and Gladwin, by resolutions adopted by each of their county boards of commissioners, approve the creation of the fifty-fifth judicial circuit and the judgeship proposed for that circuit.

(b) The clerk of each county in subdivision (a) files a copy of the county's respective resolution with the secretary of state not later than December 22, 1981.

(c) The county of Isabella approves the reformation of the twenty-first judicial circuit as provided in subsection (2).

(2) The twenty-first judicial circuit is not reformed unless all of the following occur:

(a) The county of Isabella, by resolution adopted by its county board of commissioners, approves the reformation of the twenty-first judicial circuit.

(b) The clerk of the county of Isabella files a copy of the resolution with the secretary of state not later than December 22, 1981.

(c) The counties of Clare and Gladwin approve the creation of the fifty-fifth judicial circuit as provided in subsection (1).

(3) If the reformation of the twenty-first judicial circuit and the creation of the fifty-fifth judicial circuit are approved pursuant to subsections (1) and (2), the secretary of state shall immediately notify the state court administrator.

(4) By proposing the creation of the fifty-fifth judicial circuit and a circuit judgeship for that circuit and the reformation of the twenty-first judicial circuit, the legislature is not creating the fifty-fifth judicial circuit or any judgeship in that circuit, or reforming the twenty-first judicial circuit. If the counties of Clare and Gladwin, acting through their respective boards of commissioners, approve the creation of the circuit and the circuit judgeship proposed by law for that circuit, or if the county of Isabella approves the reformation of the twenty-first judicial circuit each approval constitutes an exercise of the affected county's option to provide a new activity or service or to increase the level of activity or service offered in the county beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the county of all expenses and capital improvements which may result from the creation of the circuit and judgeship, or from the reformation of the circuit. However, the exercise of the option does not affect the state's obligation to pay to each county a portion of the circuit judge's or judges' salary as provided by law, or to appropriate and disburse funds to each county for the necessary costs of state requirements established by a state law which becomes effective on or after December 23, 1978.

(5) If the county of Isabella approves the reformation of the twenty-first judicial circuit and the counties of Clare and Gladwin approve the creation of the fifty-fifth judicial circuit, then the incumbent circuit judge in the twenty-first judicial circuit who is a qualified elector in Clare or Gladwin county and who has been appointed to that office by the governor after January 1, 1981, becomes the circuit judge in the fifty-fifth judicial circuit on January 1, 1982, and serves as a circuit judge until January 1 next succeeding the first general election held after the vacancy to which he or she was appointed occurs, at which election a successor shall be elected for the remainder of the unexpired term which the predecessor incumbent serving on December 30, 1980, would

have served had that incumbent remained in office in the twenty-first judicial circuit until his or her term would normally have expired.

600.549h Fifty-sixth judicial circuit.

Compiler's Notes: Section 2 of Act 54 of 1990 provides: If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.549i Fifty-seventh judicial circuit.

600.550 Additional circuit judgeship; creation; approval by county; resolution; filing; valid approval of judgeship; notice to elections division; effect of approval; state's obligation; election; first term; temporary reduction in number of circuit judgeships; notice.

Compiler's Notes: Sections 2 to 5 of Act 129 of 1980 provide: **New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.** Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980. **Additional circuit judgeship for third judicial circuit; terms.** Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. **Additional circuit judgeship for sixteenth judicial circuit; term.** Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years. **Change in composition of affected judicial circuits; effective date.** Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires. Section 2 of Act 134 of 1988 provides: Any additional circuit judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each county in the circuit, by resolution adopted by the county board of commissioners, approves the creation of the judgeship and unless the clerk of each county adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional circuit judgeship. Section 2 of Act 54 of 1990 provides: If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.550a New judicial circuit and 1 or more circuit judgeships; creation; approval by county; resolution;

filing; notice to elections division; effect of approval; state's obligation; election; first term; approval of county board of commissioners not required.

Compiler's Notes: Sections 2 to 5 of Act 129 of 1980 provide:

New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.

Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980.

Additional circuit judgeship for third judicial circuit; terms.

Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Additional circuit judgeship for sixteenth judicial circuit; term.

Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

Change in composition of affected judicial circuits; effective date.

Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.551 Additional courtroom facilities in multi-judge counties.

600.555 Circuit judge; annual salary; expenses; assisting other courts.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.557 “Senior judge” defined; assignment of senior judge to hear and decide nonjury civil action; contents and filing of stipulation; fees and costs; approval; powers, duties, and immunity of senior judge; provisions applicable to senior judge; service not constituting retirement service; public trial; site of trial; transcript; final judgment; appeal not available; enforceability of judgment; failure to assign senior judge; inability of senior judge to hear action; withdrawal of stipulation.

600.557a Stipulation assignment fee fund.

600.557b Senior judge civil action fund.

600.558 Repealed. 1990, Act 185, Eff. Oct. 1, 1990.

Compiler's Notes: <Paragraph><P>The repealed section pertained to visiting judges.</P></Paragraph>

600.560 Judges; absence or disability, authority of judge in adjoining circuit.

600.562 Judges; practice of law prohibited.

600.563, 600.564 Repealed. 1996, Act 374, Eff. Oct. 1, 1996.

Compiler's Notes: <Paragraph><P>The repealed sections pertained to executive committee and executive chief judge.</P></Paragraph>

COURT OFFICERS

600.565 Judicial clerks; appointment, duties, salary.

600.567 Repealed. 1996, Act 374, Eff. Oct. 1, 1996.

Compiler's Notes: <Paragraph><P>The repealed section pertained to executive court administrator.</P></Paragraph>

600.571 Circuit court clerks; duties, accounting.

600.572 Deposits with court; bond of clerk.

600.573 Deposits with court; deposit in bank.

600.574 Deposits with court; certificate; securities, accounting.

600.575 Deposits with court; payment on court order.

600.576 Deposits with court; liability of payor.

600.579 Deputy circuit court clerks; appointment, salary.

Compiler's Notes: <Paragraph><P>The bill was presented to the governor on September 12, 1966, at 11:16 a.m., and not having been returned by him to the house in which it originated became law on September 26, 1966, at 11:16 o'clock a.m., the legislature having continued in session. (See 1966 Senate Journal, p. 2472.)</P></Paragraph>

600.581 Sheriff and deputy; attendance at court sessions.

600.582 Sheriff and deputy; officers of court; powers; disobedience or default.

600.584 Sheriff and deputy, coroner; aid in performing duties.

600.585 Sheriff and deputy, coroner; power of the county.

600.586 Sheriff, deputy sheriff, or county medical examiner licensed to practice law; prohibited conduct; exceptions; violation as civil infraction; penalty.

600.587 Sheriff, constable, or other officer; wilful neglect to execute process; penalty.

600.588 Sheriff and deputy, constable; attending jury.

600.589 Fine; excuse, remission.

600.591 Operation of circuit court; appropriation; employer; authority; collective bargaining; appointment, supervision, discipline, or dismissal of employees; transfer of employees; effect of existing collective bargaining agreement; control of employees; applicability of subsections (2) to (9) to third judicial circuit employees; chief judge as principal administrator; county-paid employees of the circuit court defined.

Constitutionality: <Paragraph><P>The Michigan Supreme Court held in <Emph EmphType="underline">Judicial Attorneys Association</Emph> v <Emph EmphType="underline">Michigan</Emph>, 459 Mich 291; 597 NW2d 113 (1999), that MCL 600.593a (3)-(10) and parallel provisions of MCL 600.591, 600.837, 600.8271, 600.8273, and 600.8274 violate the separation of powers clause of Const 1963, art 3, Â§ 2 and are unconstitutional.</P></Paragraph><Paragraph><P>1996 PA 374 provided that a local council created pursuant to the act or Wayne County became the employer of the employees of the Third Circuit and Recorder's Courts. The Court ruled that because subsections (3)-(10) of MCL 600.593a are not a sufficiently limited exercise by one branch of another branch's power that they impermissibly interfere with the judiciary's inherent authority to manage its internal operations and, therefore, are unconstitutional because they violate the separation of powers clause of Const 1963, art 3, Â§ 2.</P></Paragraph>

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">Conditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P>Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P>(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay

the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.592 Repealed. 1996, Act 374, Eff. Oct. 1, 1996.

Compiler's Notes: The repealed section pertained to employees of state judicial council serving in circuit court in third judicial circuit.

600.593 Employee of circuit court in third judicial circuit as employee of Wayne county judicial council or of Wayne county.

Constitutionality: The Michigan Supreme Court held in *Judicial Attorneys Association v Michigan*, 459 Mich 291; 597 NW2d 113 (1999), that MCL 600.593a (3)-(10) and parallel provisions of MCL 600.591, 600.837, 600.8271, 600.8273, and 600.8274 violate the separation of powers clause of Const 1963, art 3, Â§ 2 and are unconstitutional.

1996 PA 374 provided that a local council created pursuant to the act or Wayne County became the employer of the employees of the Third Circuit and Recorder's Courts. The Court ruled that because subsections (3)-(10) of MCL 600.593a are not a sufficiently limited exercise by one branch of another branch's power that they impermissibly interfere with the judiciary's inherent authority to manage its internal operations and, therefore, are unconstitutional because they violate the separation of powers clause of Const 1963, art 3, Â§ 2.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.593a Wayne county judicial council; creation; successor agency; composition; employees of former state judicial council serving in third judicial circuit court; authority of employer or chief judge; collective bargaining agent; election not to participate in collective bargaining process; appointment, supervision, discipline, or dismissal of employees; compensation; chief judge as principal administrator; transfer of employees; effect of existing collective bargaining agreement; annual leave; state employees' retirement system.

Constitutionality: <Paragraph><P>The Michigan Supreme Court held in <Emph EmphType="underline">Judicial Attorneys Association</Emph> v <Emph EmphType="underline">Michigan</Emph>, 459 Mich 291; 597 NW2d 113 (1999), that MCL 600.593a (3)-(10) and parallel provisions of MCL 600.591, 600.837, 600.8271, 600.8273, and 600.8274 violate the separation of powers clause of Const 1963, art 3, Â§ 2 and are unconstitutional.</P></Paragraph><Paragraph><P>1996 PA 374 provided that a local council created pursuant to the act or Wayne County became the employer of the employees of the Third Circuit and Recorder's Courts. The Court ruled that because subsections (3)-(10) of MCL 600.593a are not a sufficiently limited exercise by one branch of another branch's power that they impermissibly interfere with the judiciary's inherent authority to manage its internal operations and, therefore, are unconstitutional because they violate the separation of powers clause of Const 1963, art 3, Â§ 2.</P></Paragraph>

600.594 Employee as member of state employees' retirement system.

Compiler's Notes: <Paragraph><P>Sections 2, 3, and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P>â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P>â€œ(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.â€œ</P></Paragraph><Paragraph><P>The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œEffective date of Chapter 91 and certain sections.</Emph></P></Paragraph><Paragraph><P>â€œSection 3. Chapter 91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.â€œ</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œEffective date of certain sections.</Emph></P></Paragraph><Paragraph><P>â€œSection 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.â€œ</P></Paragraph><Paragraph><P>Section 2 of Act 14 of 1981 provides:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P>â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act and Act Nos. 438, 439, 440, 441, 442, and 443 of the Public Acts of 1980.</P></Paragraph><Paragraph><P>â€œ(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act and Act Nos. 438, 439, 440, 441, 442, and 443 of the Public Acts of 1980, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or Act Nos. 438, 439, 440, 441, 442, and 443 of the Public Acts of 1980, which becomes effective on or after December 23, 1978.â€œ</P></Paragraph><Paragraph><P>The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.</P></Paragraph><Paragraph><P>Sections 2 and 3 of Act 319 of 1984 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œApplicability of changes effected in MCL 600.594(2) and 600.8275(2).</Emph></P></Paragraph><Paragraph><P>â€œSection 2. The changes effected in sections 594(2) and 8275(2) by this amendatory act shall apply as though the changes were in effect on September 1, 1981.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date.</Emph></P></Paragraph><Paragraph><P>â€œSection 3. (1) This amendatory act shall not take effect unless the county of Wayne, by resolution adopted before the expiration of 45 days after the effective date of this amendatory act by the governing body of the county, agrees to assume responsibility for any expenses required of the county by this amendatory act and unless an authenticated copy is filed with the secretary of state not later than 4 p.m. on the forty-fifth day after the effective date of this amendatory act.</P></Paragraph><Paragraph><P>â€œ(2) If the county of Wayne, acting through its governing body, agrees to assume responsibility for any expenses required of the county by this amendatory act, that action constitutes an exercise of the county's option to provide a new activity or service or to increase the level of activity or service offered in the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the county of all expenses which may result from this amendatory act.â€œ</P></Paragraph><Paragraph><P>A resolution agreeing to assume responsibility for expenses, referred to in (1) immediately above, was adopted by the Wayne County Board of Commissioners on February 7, 1985, and was filed with the Secretary of State at 11:00 a.m. on February 8, 1985.</P></Paragraph>

600.595 Circuit court in third judicial circuit; ownership and use of personal property; reimbursement for property removed from court.

Compiler's Notes: Sections 2, 3, and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of Chapter 91 and certain sections.

Section 3. Chapter 91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.596 Employees of Detroit recorder's court transferred to third judicial circuit court; rights and benefits; collective bargaining agreement.

Chapter 6
JURISDICTION OF THE CIRCUIT COURTS

600.601 Circuit court; jurisdiction and power.

600.605 Circuit court; original jurisdiction.

600.606 Violations by certain juveniles; jurisdiction of circuit court; specified juvenile violation defined.

Compiler's Notes: Section 3 of Act 52 of 1988 provides: "This amendatory act shall take effect June 1, 1988." This section was amended by Act 171 of 1988 to read as follows: "This amendatory act shall take effect October 1, 1988."

600.611 Circuit court; orders to effectuate judgments.

600.615 Superintending control over inferior courts and tribunals.

600.621 Circuit court; rules of practice.

600.631 Appeal from order, decision, or opinion of state board, commission, or agency.

600.641 Repealed. 1996, Act 374, Eff. Jan. 1, 1997.

Compiler's Notes: <Paragraph><P>The repealed section pertained to removal or remand of action to district court.</P></Paragraph>

Chapter 6A UNIFORM CHILD CUSTODY JURISDICTION ACT

600.651-600.673 Repealed. 2001, Act 195, Eff. Apr. 1, 2002.

Chapter 7 BASES OF JURISDICTION

600.701 General personal jurisdiction over individuals.

Compiler's Notes: <Paragraph><P>Section 2 of Act 88 of 1974 provides: "This 1974 amendatory act shall apply to actions commenced after its effective date, even if the cause of action arose prior thereto. Actions commenced prior to the effective date of this act shall not be affected thereby."</P></Paragraph>

600.705 Limited personal jurisdiction over individuals.

Compiler's Notes: <Paragraph><P>Section 2 of Act 90 of 1974 provides: "This amendatory act shall apply to an action commenced on or after the effective date of this act regardless of whether or not the cause of action arose prior to the effective date of this act or thereafter."</P></Paragraph>

600.711 General personal jurisdiction over corporations.

Compiler's Notes: <Paragraph><P>Section 2 of Act 88 of 1974 provides: "This 1974 amendatory act shall apply to actions commenced after its effective date, even if the cause of action arose prior thereto. Actions commenced prior to the effective date of this act shall not be affected thereby."</P></Paragraph>

600.715 Corporations; limited personal jurisdiction.

600.721 General personal jurisdiction over partnerships and limited partnerships.

Compiler's Notes: <Paragraph><P>Section 2 of Act 88 of 1974 provides: "This 1974 amendatory act shall apply to actions commenced after its effective date, even if the cause of action arose prior thereto. Actions commenced prior to the effective date of this act shall not be affected thereby."</P></Paragraph>

600.725 Partnerships; limited personal jurisdiction.

600.731 General personal jurisdiction over partnership associations or unincorporated voluntary associations.

Compiler's Notes: <Paragraph><P>Section 2 of Act 88 of 1974 provides: "This 1974 amendatory act shall apply to actions commenced after its effective date, even if the cause of action arose prior thereto. Actions commenced prior to the effective date of this act shall not be affected thereby."</P></Paragraph>

600.735 Partnership association or unincorporated voluntary association; limited personal jurisdiction.

600.741 Limited jurisdiction; bond by plaintiff.

600.745 "State" defined; agreement of parties as basis for jurisdiction; conditions.

Compiler's Notes: <Paragraph><P>Section 2 of Act 88 of 1974 provides: "This 1974 amendatory act shall apply to actions commenced after its effective date, even if the cause of action arose prior thereto. Actions commenced prior to the effective date of this act shall not be affected thereby."</P></Paragraph>

600.751 Jurisdiction over land irrespective of ownership.

600.755 Jurisdiction over chattels irrespective of ownership.

600.761 Jurisdiction over documents irrespective of ownership.

600.765 Jurisdiction over corporate shares irrespective of ownership.

600.771 Jurisdiction over obligations irrespective of creditor.

600.775 Jurisdiction over status.

Chapter 8 PROBATE COURTS

600.801 Probate court as court of record; organization.

Compiler's Notes: <Paragraph><P>The heading for this chapter has been editorially furnished and is not part of the official enrolled bill.
</P></Paragraph>

600.803 Probate court district.

Compiler's Notes: <Paragraph><P>Sections 2 to 5 of Act 129 of 1980 provide:</P></Paragraph><Paragraph><P><Emph
EmphType="bold">New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.</Emph></P>
</Paragraph><Paragraph><P>Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the
ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court
districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new
judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether
the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a
new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the
circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law
to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3,

1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980.

Additional circuit judgeship for third judicial circuit; terms.

Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Additional circuit judgeship for sixteenth judicial circuit; term.

Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

Change in composition of affected judicial circuits; effective date.

Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

600.805 Additional probate judgeship; creation; approval by county; resolution; filing; notice to county clerk; effect of approval; state's obligation; election; first term; exception to resolution requirement.

Compiler's Notes: Sections 2 to 5 of Act 129 of 1980 provide:

New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.

Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980.

Additional circuit judgeship for third judicial circuit; terms.

Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Additional circuit judgeship for sixteenth judicial circuit; term.

Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

Change in composition of affected judicial circuits; effective date.

Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

Section 2 of Act 134 of 1988 provides:

Any additional circuit judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each county in the circuit, by resolution adopted by the county board of commissioners, approves the creation of the judgeship and unless the clerk of each county adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional circuit judgeship.

600.807 Probate court districts.

600.808 Question of creation of district; submission to electors; resolution calling for special election; form of question; counting, canvassing, and returning votes; canvassing and certifying results; effect of approval; election of probate judge; reimbursement of costs.

600.809 Probate court district; effective date; term of incumbent probate judge; election of probate judge.

600.810 Probate court district; effective date; election of probate judge.

600.810a Arenac, Kalkaska, Crawford, Lake, Iron, and Ontonagon counties; jurisdiction, powers, duties, and title of probate judges; additional duties for probate judge.

600.811 Election of probate judges; filing nominating petitions and incumbency affidavits of candidacy; term.

600.812 Oath.

600.813 Construction of chapter.

600.815 Terms of probate court prohibited; probate court open at all reasonable times; evening and weekend sessions.

600.816 Probate judge; court sessions at regional diagnostic and treatment center; court sessions at places designated by county chief probate judge; hearing regarding incapacitated or mentally ill person; site.

600.817 Books, printed blanks, and stationery; furniture, equipment, and supplies.

600.819 Repealed. 2011, Act 217, Imd. Eff. Nov. 10, 2011.

Compiler's Notes: <Paragraph><P>The repealed section pertained to election of a probate judge at annual convention to serve as state presiding probate judge.</P></Paragraph>

600.821 Probate judges; practice of law; annual salary; county contribution and reimbursement; additional salary.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide: Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.821a Probate judges' federal social security and medicare taxes; reimbursement to counties.

600.822 Probate judge; annual salary based on population; payment; increase or decrease in salary; representing party in contested proceeding; additional salary; total annual salary; state salary standardization payment; minimum annual salary.

600.824 Repealed. 2011, Act 217, Imd. Eff. Nov. 10, 2011.

Compiler's Notes: The repealed section pertained to circuit court judge temporarily serving as probate judge.

600.825 Repealed. 1990, Act 185, Eff. Oct. 1, 1990.

Compiler's Notes: The repealed section pertained to probate judge serving as probate judge in another county or probate court district.

600.826 Certain probate judges to assist other courts or probate judges for limited periods or specific assignments; legislative intent.

600.828 Reimbursement for actual and necessary expenses.

600.829 Probate judge; additional salary and reimbursement for expenses; payment of compensation and expenses; voucher; compensation provided pursuant to MCL 600.225(6).

600.831 Powers, duties, and compensation of probate judges of county having 2 or more probate judges; power vested in chief probate judge; selection, powers, and duties of probate judges in counties of 1,000,000 or more.

600.832 Seal, records, books, files, and papers; possession; maintenance.

600.833 Probate register; appointment; salary; oath; bond; term; appointment, compensation, term, powers, and oath of deputy probate registers.

600.834 Probate register or deputy probate register; powers in uncontested matter or hearing; entry of judgment prohibited; restriction on powers; orders and acts; trial or hearing of issues.

600.835 Official court reporters or certified recorders; salary; oath; expenses; order for payment; residence of reporter or recorder.

600.836 Allocating duties; combining title and powers.

600.837 Operation of probate court; appropriation; employer; authority; collective bargaining;

appointment, supervision, discipline, and dismissal of employees; transfer of employees; effect of existing collective bargaining agreement; control of employees; chief judge as principal administrator; â€œcounty-paid employees of the probate courtâ€ defined.

Constitutionality: <Paragraph><P>The Michigan Supreme Court held in <Emph EmphType="underscore">Judicial Attorneys Association</Emph> v <Emph EmphType="underscore">Michigan</Emph>, 459 Mich 291; 597 NW2d 113 (1999), that MCL 600.593a (3)-(10) and parallel provisions of MCL 600.591, 600.837, 600.8271, 600.8273, and 600.8274 violate the separation of powers clause of Const 1963, art 3, Â§ 2 and are unconstitutional.</P></Paragraph><Paragraph><P>1996 PA 374 provided that a local council created pursuant to the act or Wayne County became the employer of the employees of the Third Circuit and Recorder's Courts. The Court ruled that because subsections (3)-(10) of MCL 600.593a are not a sufficiently limited exercise by one branch of another branch's power that they impermissibly interfere with the judiciary's inherent authority to manage its internal operations and, therefore, are unconstitutional because they violate the separation of powers clause of Const 1963, art 3, Â§ 2.</P></Paragraph>

600.838 Disqualification of probate judge.

600.839 Probate judge, probate register, or employee of probate court; prohibitions.

600.841 Probate court; jurisdiction and power.

600.843 Contesting jurisdiction based on residence of person or location of person's property.

600.845 Concurrent jurisdiction of circuit court.

600.846 Removal of action or proceeding to probate court.

600.847 Powers of probate court in exercise of jurisdiction.

600.848 Rehearings; modifying and setting aside orders, sentences, or judgments; order with respect to original hearing or rehearing of contested matter; exception.

600.849 Validity of order or decree.

600.851 Administration of oaths; certification.

600.852 Petition, inventory, accounting, proof of claim, or proof of service; declaration; false execution and filing; penalties.

600.854 Notice governed by supreme court rule.

600.855 Form; approval.

600.856 Change of venue; procedure; contested venue.

600.857 Jury trial.

600.858 Security for costs; award of costs in contested case.

600.859 Taking testimony; record; keeping index and original notes.

600.861 Repealed. 2016, Act 186, Eff. Sept. 27, 2016.

Compiler's Notes: <Paragraph><P>The repealed section pertained to appeal of orders as matter of right.</P></Paragraph>

600.863 Repealed. 2016, Act 186, Eff. Sept. 27, 2016.

Compiler's Notes: <Paragraph><P>The repealed section pertained to appeal to circuit court and court of appeals.</P></Paragraph>

600.866 Appeals to be on record; trial de novo prohibited; notice of appeal; appeals governed by supreme court rule.

600.867 Stay of further proceedings in pursuance of judgment, order, or sentence; exception; application for delayed appeal.

600.871 Decedents' estates; fees; payment; final accounting; receipt.

600.872 Repealed. 1996, Act 374, Eff. Oct. 1, 1996.

Compiler's Notes: <Paragraph><P>The repealed section pertained to exemplifications and certified copies.</P></Paragraph>

600.873 Repealed. 1979, Act 69, Imd. Eff. July 25, 1979.

Compiler's Notes: <Paragraph><P>The repealed section pertained to certified copy or exemplification of record, paper, or proceeding.</P></Paragraph>

600.874 Probate court; charge and collection of fees; waiver of fee for conduct of marriage ceremony; remittance.

600.875 Charging estate; limitation; conditions.

600.876 Certified copies for which charges or fees prohibited.

600.877 Fees; time of payment.

600.878 Transcript fees.

600.879 Prohibited compensation, fees, or costs; violation as malfeasance in office.

600.880 Filing fees for civil action to probate register; exceptions; disposition.

600.880a Filing fee commencing guardianship to probate register; exception; disposition.

600.880b Fees paid to probate register; exceptions; disposition.

600.880c Fees for bringing appeal, registering trust, or depositing will; disposition.

600.880d Waiver or suspension of fees.

600.899 Repeal of MCL 701.1 to 701.18a, 701.20 to 701.45d, 701.50 to 701.55, and 712A.22.

Chapter 9
ATTORNEYS AND COUNSELORS

600.901 State bar; membership; public body corporate.

Constitutionality: <Paragraph><P>The State of Michigan, through the combined actions of the Supreme Court, the Legislature, and the State Bar, may compulsorily exact dues, and require association of attorneys, to support only those duties and functions of the State Bar which serve a compelling state interest and which cannot be accomplished by means less intrusive upon the First Amendment rights of objecting attorneys. <Emph EmphType="underscore">Falk</Emph> v <Emph EmphType="underscore">State Bar</Emph>, 418 Mich 270; 342 NW2d 504 (1983).</P></Paragraph><Paragraph><P>The regulation of the practice of law, the maintenance of high standards in the legal profession, and the discharge of the profession's duty to protect and inform the public are purposes in which the State of Michigan has a compelling interest justifying unavoidable intrusions on the First Amendment rights of attorneys; on the other hand, political and legislative activities are impermissible intrusions, as are activities designed to further commercial and economic interests of the members of the bar. <Emph EmphType="underscore">Falk</Emph> v <Emph EmphType="underscore">State Bar</Emph>, 418 Mich 270; 342 NW2d 504 (1983).</P></Paragraph>

600.904 State bar; regulation by supreme court.

Constitutionality: <Paragraph><P>The State of Michigan, through the combined actions of the Supreme Court, the Legislature, and the State Bar, may compulsorily exact dues, and require association of attorneys, to support only those duties and functions of the State Bar which serve a compelling state interest and which cannot be accomplished by means less intrusive upon the First Amendment rights of objecting attorneys. <Emph EmphType="underscore">Falk</Emph> v <Emph EmphType="underscore">State Bar</Emph>, 418 Mich 270; 342 NW2d 504 (1983).</P></Paragraph><Paragraph><P>The regulation of the practice of law, the maintenance of high standards in the legal profession, and the discharge of the profession's duty to protect and inform the public are purposes in which the State of Michigan has a compelling interest justifying unavoidable intrusions on the First Amendment rights of attorneys; on the other hand, political and legislative activities are impermissible intrusions, as are activities designed to further commercial and economic interests of the members of the bar. <Emph EmphType="underscore">Falk</Emph> v <Emph EmphType="underscore">State Bar</Emph>, 418 Mich 270; 342 NW2d 504 (1983).</P></Paragraph>

600.907 State bar; subpoena, administration of oaths.

600.908 Granting immunity to witness in lawyer disciplinary proceeding.

600.909 License to practice law subject to support and visitation enforcement act.

600.910 Admission to bar; discipline; venue.

600.913 Admission of person to bar; oath; fee; certificate of admission; record of admission; transmitting certified copies of orders of admission, suspension, disbarment, contempt, or reinstatement.

600.916 Unauthorized practice of law.

600.919 Fees; solicitation.

600.922 Board of law examiners; membership, vacancies, officers.

600.925 Board of law examiners; applicants for admission; rules and regulations.

600.928 Board of law examiners; meetings, quorum.

600.931 Fees for admission to bar; uniform bar examination; compensation and expenses of board of law examiners; definitions.

600.934 Qualifications for admission to bar; "good moral character" defined; election to use multistate bar examination scaled score; disclosure of score.

Constitutionality: <Paragraph><P>Requirement of United States citizenship as a necessary prerequisite for the admission to the practice of law constitutes denial of equal protection of the law under Const 1963, art I, Â§ 2, and US Const, am XIV, Â§ 1. In re Houlahan, 389 Mich 665; 209 NW2d 250 (1973), decided prior to the 1978 amendment.</P></Paragraph>

600.935 Uniform bar examination; requirements; alternate examination; "uniform bar examination" defined.

600.937 General education requirements.

600.940 Legal education requirements; military service.

600.943 Examination of schools and colleges.

600.946 Foreign attorneys; admission to bar, qualifications, extension of term.

600.947 Application to state bar by military spouse; requirements.

600.947a Admission of military spouse to state bar; events requiring notice to board of law examiners.

600.949 Investigation of applicants to state bar of Michigan; duty of law enforcement officers; fingerprinting required; disposition of fingerprint records.

Chapter 10

600.1001 Family division of circuit court; creation; organization.

Compiler's Notes: <Paragraph><P>Former MCL 600.1001, which pertained to circuit court commissioners, election, term, and number, was repealed by Act 297 of 1974, Eff. Apr. 1, 1975.</P></Paragraph>

600.1003 Family division of circuit court to be in each judicial circuit.

600.1004 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to presiding circuit court commissioner.</P></Paragraph>

600.1005 Family division of circuit court; power and authority of judge.

600.1007 Family division of circuit court; county clerk as clerk of the court.

Compiler's Notes: <Paragraph><P>Former MCL 600.1007, which pertained to circuit court commissioner and designation of successors, was repealed by Act 297 of 1974, Eff. Apr. 1, 1975.</P></Paragraph>

600.1009 Reference to former juvenile division of probate court; construction.

600.1010 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to continuance in office of incumbent circuit court commissioner.</P></Paragraph>

600.1011 Operation of family division and coordination of agency services; agreement; establishment of family court plan.

600.1013 Repealed. 2002, Act 682, Eff. Apr. 1, 2003.

Compiler's Notes: <Paragraph><P>The repealed section pertained to assignment of judges to family division.</P></Paragraph>

600.1016 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to oath of office of circuit court commissioner.</P></Paragraph>

600.1017 Repealed. 1998, Act 298, Imd. Eff. July 28, 1998.

Compiler's Notes: <Paragraph><P>The repealed section pertained to assignment of judge not licensed to practice law.</P></Paragraph>

600.1019 Family court judges; training.

Compiler's Notes: <Paragraph><P>Former MCL 600.1019, which pertained to execution of bond by circuit court commissioner, was repealed by Act 297 of 1974, Eff. Apr. 1, 1975.</P></Paragraph>

600.1021 Family division of circuit court; jurisdiction.

600.1022 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to powers of circuit court commissioner.</P></Paragraph>

600.1023 Cases involving members of same family; assignment of judge.

600.1025 Fees; applicability.

Compiler's Notes: <Paragraph><P>Former MCL 600.1025, which pertained to circuit court commissioner power to punish for contempt of court, was repealed by Act 297 of 1974, Eff. Apr. 1, 1975.</P></Paragraph>

600.1027 Ancillary or limited guardianship; filing fee; disposition.

600.1028 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to limitations of powers on circuit court commissioners.</P></Paragraph>

600.1029 Proceedings not requiring fee.

600.1031 Copies of letters of authority or guardianship; publication of order.

Compiler's Notes: <Paragraph><P>Former MCL 600.1031, which pertained to practice of law by copartner of circuit court commissioner, was repealed by Act 297 of 1974, Eff. Apr. 1, 1975.</P></Paragraph>

600.1034 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to discharge of former duties of masters in chancery by circuit court commissioner.</P></Paragraph>

600.1035 Submission of contested issue in domestic relations action; history of coercive or violent relationship or presence of coercion or violence; inquiry and screening by mediator; "domestic relations action" defined.

600.1037 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to discharge of former duties of injunction masters by circuit court commissioner.</P></Paragraph>

600.1040 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to transfer of records to circuit court commissioner.</P></Paragraph>

600.1041 Suspension of order pending appeal.

600.1043 Assistance to be provided to family division.

Compiler's Notes: <Paragraph><P>Former MCL 600.1043, which pertained to completion of real estate sale by circuit court commission after expiration of term of circuit court commissioner, was repealed by Act 297 of 1974, Eff. Apr. 1, 1975.</P></Paragraph>

600.1046 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to process and duties of circuit court commissioner for other absent or otherwise disqualified commissioner.</P></Paragraph>

600.1049 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to sale of property by circuit court commissioner pursuant to judgment of court.</P></Paragraph>

600.1052 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to duties performed by circuit court commissioner in adjoining counties where no commissioner is legally qualified to act.</P></Paragraph>

600.1055 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to suspension of circuit court commissioner by circuit judge.</P></Paragraph>

600.1058 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to vacancies in office of circuit court commissioner.</P></Paragraph>

Chapter 10A.
DRUG TREATMENT COURTS

600.1060 Definitions.

600.1061 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to protections provided by circuit court commissioners for infants and mentally incompetent persons.</P></Paragraph>

600.1062 Drug treatment court; adoption by circuit or district court; memorandum of understanding; parties; adoption of juvenile drug treatment court by family division of circuit court; training; transfer of participant from other jurisdiction; certification by state court administrative office.

600.1063 Hiring or contracting with treatment providers.

600.1064 Admission to drug treatment court; confidentiality of information obtained from preadmission screening and evaluation assessment; criminal history contained in L.E.I.N.

Compiler's Notes: <Paragraph><P>Former MCL 600.1064, which pertained to signature by clerks of circuit court commissioners, was repealed by Act 297 of 1974, Eff. Apr. 1, 1975.</P></Paragraph>

600.1066 Placement of findings or statement in court file.

Compiler's Notes: <Paragraph><P>Former MCL 600.1066, which pertained to appointment of bailiffs by circuit court commissioners, was repealed by Act 194 of 1972, Eff. July 1, 1975.</P></Paragraph>

600.1067 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to salary of circuit court commissioner.</P></Paragraph>

600.1068 Individual charged in criminal case; factors for admission to drug treatment court.

600.1070 Admission of individual into drug treatment court; requirements.

600.1071 Repealed. 1972, Act 194, Eff. July 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to service of process by bailiffs.</P></Paragraph>

600.1072 Monitoring, testing, and assessments to be provided to participants.

Compiler's Notes: <Paragraph><P>Former MCL 600.1072, which pertained to application for appointment as bailiff, was repealed by Act 194 of 1972, Eff. July 1, 1975.</P></Paragraph>

600.1073 Repealed. 1972, Act 194, Eff. July 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to eligibility, number, and vacancies of bailiffs.</P></Paragraph>

600.1074 Continuing and completing drug treatment court program; requirements.

Compiler's Notes: <Paragraph><P>Former MCL 600.1074, which pertained to oath, surety bond, and powers of bailiff, was repealed by Act 194 of 1972, Eff. July 1, 1975.</P></Paragraph>

600.1075 Repealed. 1972, Act 194, Eff. July 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to rotation of process among bailiffs, writs of restitution, and service of process.</P></Paragraph>

600.1076 Completion or termination of drug treatment program; findings on the record or written statement in court file; applicable law; discharge and dismissal of proceedings; criteria; discharge and dismissal of domestic violence offense; circumstances; duties of court; effect of termination; court proceedings open to public; retention of nonpublic record by department of state police.

Compiler's Notes: <Paragraph><P>Former MCL 600.1076, which pertained to meetings, records of appointments and removals of bailiffs, and records of rules, regulations, and actions of circuit court commissioners, was repealed by Act 194 of 1972, Eff. July 1, 1975.</P></Paragraph>

600.1077 Repealed. 1972, Act 194, Eff. July 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to bailiffs as peace officers.</P></Paragraph>

600.1078 Collection and maintenance of information.

600.1080 Disposition of funds.

600.1082 Drug treatment court advisory committee.

600.1084 DWI/sobriety court and the specialty court interlock program; certification of DWI/sobriety court by state court administrative office; consideration for placement; documentation of compliance with conditions; restricted license; informing secretary of state of certain occurrences; summary revocation or suspension of restricted license; definitions.

600.1086 Swift and sure sanctions court; adoption or institution by circuit court; statute or court rule; purposes; participants from other jurisdiction; validity of transfer.

600.1088 Transfer of case to another court.

Chapter 10B.
MENTAL HEALTH COURT

600.1090 Definitions.

600.1091 Mental health court; participants from other jurisdictions; certification by state court administrative office required.

600.1092 Hiring or contracting with treatment providers.

600.1093 Admission to mental health court.

600.1094 Admission to mental health court of individual charged in criminal case; conditions; mental health services before entry of plea; withdrawal of plea; additional rights of victim under William Van Regenmorter crime victim's rights act.

600.1095 Admission to mental health court; requirements; jurisdiction; fee.

600.1096 Services provided by mental health court; exit evaluation; confidentiality of information obtained from assessment, treatment, or testing.

600.1097 Participation in and completion of mental health court program; compliance with court orders; accusation of new crime; judge discretion to terminate; payment of costs; objection to written individual plan of services; notice.

600.1098 Successful completion or termination; findings on the record or statement in court file; applicable law; discharge and dismissal of proceedings; criteria; discharge and dismissal of domestic violence offense; circumstances; discharge and dismissal under subsection (3); duties of court upon successful completion of probation or court supervision; termination or failure of participant to complete program; duties of court; records closed to public inspection and exempt from disclosure.

600.1099 Mental health court; collection of data; maintenance of files or databases; standards; disclosure.

600.1099a Mental health court; expenditure of funds by supreme court; quarterly reports; advisory committee; technical and training assistance.

CHAPTER 10C JUVENILE MENTAL HEALTH COURTS

600.1099b Definitions.

600.1099c Juvenile mental health court; adoption by family division of circuit court; eligible participants; certification by state court administrative office.

600.1099d Hiring or contracting with mental health professionals.

600.1099e Admission to juvenile mental health court; preadmission screening; confidentiality of information obtained from preadmission screening and assessment; criminal history contained in L.E.I.N.

600.1099f Juvenile alleged to have engaged in what constitutes a criminal act; conditions for admission to juvenile mental health court; withdrawal of admission of responsibility.

600.1099g Victim's rights; written statement on admissibility.

600.1099h Admission of juvenile into juvenile mental health court; requirements.

600.1099i Juvenile mental health court program; requirements; completion of the program; exit evaluation; confidentiality of information obtained while participating in the program; exemption from disclosure.

600.1099j Continued participation in the juvenile mental health court program; compliance with court orders; termination or discharge from participation in program; repayment of court costs; notification of objection to individual plan of services.

600.1099k Completion or termination of the juvenile mental health court program; findings on the record or written statement in court file; discharge and dismissal of proceedings; duties of court; court proceedings closed to public; exemption from disclosure.

600.1099*Collection and maintenance of information; standards for juvenile mental health courts; information exempt from disclosure.*

600.1099m Disposition of funds; report; advisory committee; training and technical assistance.

Chapter 10D
FAMILY TREATMENT COURT

600.1099aa Definitions.

600.1099bb Family treatment court; adoption or institution by circuit court; certification by state court administrative office.

600.1099cc Hiring or contracting with licensed or accredited treatment providers.

600.1099dd Admission to family treatment court; preadmission screening; confidentiality of information obtained from screening and assessment.

600.1099ee Admission into family treatment court; requirements.

600.1099ff Conditional admission; adjudication in civil child neglect and abuse case.

600.1099gg Family treatment court program; requirements; court fees; request for child protective services history information.

600.1099hh Family treatment court program; required services; confidentiality of information contained while participating in the program; exempt from disclosure.

600.1099ii Continued participation in the family treatment court program; requirements; fees.

600.1099jj Completion or termination of participation in a family treatment court program; findings on the record or written statement in court file.

600.1099kk Collection and maintenance of information; information exempt from disclosure.

600.1099<Emph EmphType="italic">ll</Emph> Disposition of funds; quarterly report.

Chapter 11
COURT STENOGRAPHERS

600.1101 Court reporters or certified court recorders; number.

600.1104 Court reporter or recorder; appointment; oath of office; appointment for more than 1 circuit.

600.1105 Court reporter or recorder; term; suspension.

600.1106 Court reporter or recorder; vacancy; notice; temporary absence; payment of reporter or recorder pro tempore.

600.1107 Appointment of assistant or additional reporter or recorder; power; compensation.

600.1111 Reporter or recorder; duties; supervision.

600.1114 Reporter or recorder; compensation; order.

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P>â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P>â€œ(2) If the city of Detroit and the county of Wayne, acting through their

governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.1115 Reporter or recorder; apportionment of salary in circuit composed of more than 1 county.

600.1116 Reporter or recorder; membership in retirement or social security plan.

600.1121 Salary; first circuit.

600.1122 Salary; second circuit.

600.1123 Repealed. 1996, Act 374, Eff. Oct. 1, 1996.

Compiler's Notes: The repealed section pertained to third circuit salary.

600.1124 Salary; fourth circuit.

600.1125 Salary; fifth circuit.

600.1126 Salary; sixth circuit.

600.1127 Salary; seventh circuit.

600.1128 Salary; eighth circuit.

600.1129 Salary; ninth circuit.

600.1130 Salary; tenth circuit.

600.1131 Salary; eleventh circuit.

600.1132 Salary; twelfth circuit.

600.1133 Salary; thirteenth circuit.

600.1134 Salary; fourteenth circuit.

600.1135 Salary; fifteenth circuit.

600.1136 Salary; sixteenth circuit.

600.1137 Salary; seventeenth circuit.

600.1138 Salary; eighteenth circuit.

600.1139 Salary; nineteenth circuit.

600.1140 Salary; twentieth circuit.

600.1141 Salary; twenty-first circuit.

600.1142 Salary; twenty-second circuit.

600.1143 Salary; twenty-third circuit.

600.1144 Salary; twenty-fourth circuit.

600.1145 Salary; twenty-fifth circuit.

600.1146 Salary; twenty-sixth circuit.

600.1147 Salary; twenty-seventh circuit.

600.1148 Salary; twenty-eighth circuit.

600.1149 Salary; twenty-ninth circuit.

600.1150 Salary; thirtieth circuit.

600.1151 Salary; thirty-first circuit.

600.1152 Salary; thirty-second circuit.

600.1153 Salary; thirty-third circuit.

600.1154 Salary; thirty-fourth circuit.

600.1155 Salary; thirty-fifth circuit.

600.1156 Salary; thirty-sixth circuit.

600.1157 Salary; thirty-seventh circuit.

600.1158 Salary; thirty-eighth circuit.

600.1159 Salary; thirty-ninth circuit.

600.1160 Salary; fortieth circuit.

600.1161 Salary; forty-first circuit.

600.1162 Salary; forty-second circuit.

600.1162a Salary; forty-third circuit.

600.1162b Salary; forty-fourth circuit.

600.1162c Salary; forty-fifth circuit.

600.1162d Salary; forty-sixth circuit.

600.1162e Salary; forty-seventh circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide: Effective date of changes. Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975. Election of additional circuit and district judges;

assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

600.1162f Salary; forty-eighth circuit.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

600.1162g Salary; forty-ninth circuit.

600.1162h Salary; fiftieth judicial circuit.

600.1162i Judicial circuit stenographer; salary.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide: Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts. Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979. Election to fill new circuit and district judgeships; term. Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979. Ballot; nominating petition; affidavit of candidacy. Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act. Terms of judges. Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years. Election of additional judges; assumption and term of office. Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Residence of certain circuit judges; effect. Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years. Section 1 of Act 128 of 1980 provides: Enacting sections amended; revised judiciary act of 1961. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows: Election of additional judges; assumption and terms of office. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship. Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona,

Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.1165 Repealed. 1980, Act 57, Imd. Eff. Apr. 1, 1980.

Compiler's Notes: The repealed section pertained to filing statement of fees and additional compensation.

600.1168 Salary supplement.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.1171 Expenses.

600.1175 Wayne and Kent counties; offices.

600.1179 Assignment of reporter or recorder.

CHAPTER 12 VETERANS TREATMENT COURTS

600.1200 Definitions.

600.1201 Veterans court; compliance; characteristics; adoption or institution of veterans treatment court; memorandum of understanding; training; participants from other jurisdiction; validity of transfer; certification by state court administrative office.

Compiler's Notes: <Paragraph><P>Former MCL 600.1201, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1202 Hiring or contracting with treatment providers.

Compiler's Notes: <Paragraph><P>Former MCL 600.1202, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1203 Admission to veterans treatment court.

Compiler's Notes: <Paragraph><P>Former MCL 600.1203, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1204 Findings or statement.

Compiler's Notes: <Paragraph><P>Former MCL 600.1204, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1205 Admission of individual charged in criminal case; conditions.

Compiler's Notes: <Paragraph><P>Former MCL 600.1205, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1206 Admission to veterans treatment court; conditions; length of jurisdiction; collaboration; fee; information contained in L.E.I.N. pertaining to criminal history.

Compiler's Notes: <Paragraph><P>Former MCL 600.1206, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1207 Veterans treatment court; responsibilities to individual.

Compiler's Notes: <Paragraph><P>Former MCL 600.1207, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1208 Duties of individual; notification of new crime; payment of fines, fees, and costs.

Compiler's Notes: <Paragraph><P>Former MCL 600.1208, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1209 Veterans treatment court program; finding or statement upon completion or termination of program; discharge or dismissal of proceedings; duties of court upon successful completion of probation or court supervision; termination or failure to successfully complete program; duties of court.

Compiler's Notes: <Paragraph><P>Former MCL 600.1209, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1210 Collection of data.

Compiler's Notes: <Paragraph><P>Former MCL 600.1210, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1211 Funds; report.

Compiler's Notes: <Paragraph><P>Former MCL 600.1211, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1212 State drug treatment court advisory committee; monitoring; recommendations.

Compiler's Notes: <Paragraph><P>Former MCL 600.1212, which pertained to drawing and summoning of jurors, was repealed by Act 326 of 1968, Eff. Nov. 15, 1968.</P></Paragraph>

600.1213-600.1239 Repealed. 1968, Act 326, Eff. Nov. 15, 1968.

JURY COMMISSIONERS

600.1241-600.1250 Repealed. 1968, Act 326, Eff. Nov. 15, 1968.

UPPER PENINSULA

600.1255-600.1260 Repealed. 1968, Act 326, Eff. Nov. 15, 1968.

WAYNE COUNTY

600.1265-600.1297 Repealed. 1968, Act 326, Eff. Nov. 15, 1968.

Chapter 13
JURORS

600.1300 Definitions.

600.1301 Jury board; appointment; qualifications; terms; existing boards; vacancies.

600.1301a Courts in which selection of juries governed by chapter; exceptions.

600.1301b Modified system of jury selection; development of plan; goals; review, approval, adoption, and implementation of plan; exceptions.

600.1302 Jury board; election of president and secretary; salary of members; quorum.

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph
EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P>
</Paragraph><Paragraph><P>â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne,
by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume
responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are
enacted and take effect.</P></Paragraph><Paragraph><P>â€œ(2) If the city of Detroit and the county of Wayne, acting through their
governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills
listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide
a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that

required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.1303 Jury board; authorization and salaries of assistants.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.1303a Jury board; oath; filing.

600.1304 Selection of jurors; list.

600.1304a Use of electronic and mechanical devices by jury; other method.

600.1305 Jury board; meetings; records; use as evidence.

600.1306, 600.1307 Repealed. 1978, Act 11, Eff. Feb. 8, 1981.

Compiler's Notes: <Paragraph><P>The repealed sections pertained to qualifications of jurors. Subsequent to its repeal, MCL 600.1306 was amended by Act 438 of 1980.</P></Paragraph>

600.1307a Qualifications of juror; exemptions; effect of payment for jury service; definitions.

600.1308 Jurors; estimate of number needed.

600.1309 Jurors; list of those who have served.

600.1310 Voter registration lists and combined driver's license and personal identification cardholder list; procurement; alternatives; costs.

600.1311 Determination of key number.

600.1312 Key number; first jury list; compilation.

600.1313 Juror qualifications questionnaire; contents; completion; mailing; removal of deceased person from list.

600.1314 Excusal of exempt persons; investigations.

600.1315 Juror qualifications questionnaires; retention; confidentiality.

600.1316 Jurors; appearance before board; notice; evening sessions.

600.1317 Jurors; personal attendance excused.

600.1318 Jurors; oaths, administration.

600.1319 Record of persons examined.

600.1320 Preliminary screening of prospective jurors; excused persons; removal of deceased person's name from list; hardship.

600.1321 Second jury list; sealing; jurisdiction of district court district.

600.1322 Juror names; depositing; withdrawal; record.

600.1323 Names not used; sealing.

600.1324 Jurors; selection; information; contents; district court district.

600.1325 Repealed. 1969, Act 326, Eff. Sept. 1, 1969.

Compiler's Notes: <Paragraph><P>The repealed section required presiding judge to notify board as to number of jurors required.</P></Paragraph>

600.1326 Grand jurors; selection; term.

600.1327 Jurors; selection; time; notice; witnesses.

600.1328 Jurors; selection; procedure.

600.1329 Selection of jurors; legality; challenges; grounds.

600.1330 Board box; closing, custody.

600.1331 Lists of jurors; delivery to clerk.

600.1332 Jurors; summons for service; method; record; evidence.

600.1333 Jurors; excuse or postponement of services; application.

600.1334 Jurors; temporary excuse; duty to report.

600.1335 Grounds for excusing person from jury service; postponing jury service of student.

600.1336 Jurors; excess; discharge; effect.

600.1337 Jurors; unqualified or exempt; discharge.

600.1338 Jurors; excused; removal of name from list.

600.1339 Jurors; service postponed; disposition.

600.1340 Report of court clerk.

600.1341 Additional jurors; procedure.

600.1342 Jurors; new list; court order.

600.1343 Jurors; term of service.

600.1344 Juror; mileage and compensation; payment of jury fee where action removed from circuit court to lower court; fraudulent issuance of certificate of attendance as misdemeanor; penalty; "sufficient funds" defined.

600.1345 Attempts to influence board; report.

600.1346 Acts punishable as contempts.

600.1347 Jurors; bribery; penalty; embracery; civil liability.

600.1348 Jurors; threats, discharge, or discipline by employer; requiring additional hours of work; misdemeanor; penalty.

600.1349 Jurors; nonliability for verdict; exception.

600.1350 Selection and impaneling of juries for condemnation and grade separation cases.

600.1351 Repealed. 1970, Act 118, Imd. Eff. July 23, 1970.

Compiler's Notes: <Paragraph><P>The repealed section provided that in civil cases by 12 jurors, verdict shall be received when 10 jurors agree.</P></Paragraph>

600.1352 Trial by jury of 6 in civil cases; verdict.

600.1353 Court rules.

600.1354 Noncompliance with chapter as grounds for requesting continuance or claiming invalidity of verdict; data processing error as grounds for questioning list selected.

600.1355 Practices governed by supreme court rules.

600.1371 "One day, one trial system" defined.

600.1372 Applicability of MCL 600.1371 to 600.1376; adoption of 1 day, 1 trial jury system.

600.1374 Repealed. 2004, Act 12, Eff. June 1, 2004.

Compiler's Notes: <Paragraph><P>The repealed section pertained to removing name of deceased person from qualified jurors' list and voter registration list.</P></Paragraph>

600.1375 Combined driver's license and personal identification cardholder list; first jury list; costs.

600.1376 Plan for selection of persons for jury service with aid of mechanical or electronic means; adoption; requirements.

Chapter 14 GENERAL PROVISIONS

600.1401 Seal unnecessary on bonds, deeds and contracts.

600.1403 Nonage as defense.

600.1404 Educational loans; definitions; minors, enforceability.

600.1405 Rights of third party beneficiaries; contracts included; time promise becomes legally binding; exceptions; promisee's rights; retroactive construction of section.

600.1410 Legal impediment to marriage as bar to action.

600.1412 Eastern Orthodox faith; recognition as major faith.

600.1414 Style of process.

600.1416 Courts of record; seals.

600.1417 Repealed. 1996, Act 374, Eff. Oct. 1, 1996.

Compiler's Notes: <Paragraph><P>The repealed section pertained to courtroom security in recorder's court.</P></Paragraph>

600.1418 Courts of record; discontinuance, vacancy, new commission.

600.1419 Continuances and postponements to assure adequate representation; "nonmeeting day" defined.

600.1420 Courts; sittings to be public, exceptions.

Constitutionality: <Paragraph><P>The statute authorizing suppression of a court file containing the name of a victim of criminal sexual conduct, the name of the defendant, and the details of the offense until the defendant is arraigned, the charge is dismissed, or the case is otherwise concluded is not a prior restraint upon publication, but a valid legislative restriction on the common-law right of access to public records and the statutory right of access to court proceedings. In re Midland Publishing, 420 Mich 148; 362 NW2d 580 (1984).</P></Paragraph>

600.1422 Judicial officers; fees.

600.1425 Sunday court.

600.1427 Writs, process, proceedings, and records; use of English language; manner and medium; signature.

600.1428 Records management policies and procedures; record retention and disposal schedule; "record" defined.

600.1430 Appearance in court by attorney or in person; exception.

600.1432 Mode of administering oaths; commencement of oath; administration of oath or affirmation by electronic or electromagnetic means.

600.1434 Opposition to oath; affirmation.

600.1436 Witness; competency as affected by religion.

600.1438 Oath by mental incompetent.

600.1440 Oath, affidavit, or affirmation; administration; certification by military officer; force and effect of instrument sworn or affirmed before military officer; form of certificate; oath or affirmation administered by electronic or electromagnetic means of communication.

600.1442 Oaths or affidavits; court appointee; stipulation.

600.1445 Physical examination of person ordered by court, board or commission, or other public body or officer.

600.1450 Judicial meetings; court administration.

600.1451 Judicial meetings; presiding officer, secretary.

600.1452 Judicial meetings; expenses of attendance, payment.

600.1455 Courts of record; powers.

600.1461 Newspaper; definition; publication of notices.

600.1465 Funds deposited with county officer unavailable for payment; appropriation for restitution; audit of claims; allowance; limitation; right of action.

600.1471 Law clerks; employment; qualifications; compensation; period of employment; duties.

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P>â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P>â€œ(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third

judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.1475 Collection on judgment; restitution on reversal; interest.

600.1481 Judicial assistant; appointment; oath; certificate; qualifications; duties; compensation; term; public officer; civil service regulation or compulsory retirement inapplicable; removal.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.1482 Medical malpractice claim; applicable provisions; definitions.

Compiler's Notes: Enacting section 2 of Act 556 of 2016 provides:

"Enacting section 2. Section 1482 of the revised judicature act of 1961, 1961 PA 236, as added by this amendatory act, applies to an action filed on or after the effective date of this amendatory act."

600.1483 Claim for damages alleging medical malpractice; limitation on noneconomic damages; exceptions; itemizing damages into economic and noneconomic loss; "noneconomic loss" defined; adjusting limitations on noneconomic loss.

Compiler's Notes: Enacting section 3 of Act 178 of 1986 provides:

(1) Sections

2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.

(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.

(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

Enacting section 4 of Act 78 of 1993 provide:

Section 4. (1) Sections 1483, 2912a, 5838a, 5851, and 5856 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, do not apply to causes of action arising before October 1, 1993.

(2) Section 2912f of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, applies to causes of action arising on or after October 1, 1993.

(3) Sections 2169, 2912d, 2912e, 6013, and 6304 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, do not apply to cases filed before October 1, 1993.

(4) Sections 2912b, 2912g, and 2912h of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, apply to cases filed on or after October 1, 1993.

Enacting section 1 of Act 608 of 2012 provides:

Enacting section 1. Sections 1483, 2959, 6306, and 6307 of the revised judiciary act of 1961, 1961 PA 236, MCL 600.1483, 600.2959, 600.6306, and 600.6307, as amended by this amendatory act and section 6306a of the revised judiciary act of 1961, 1961 PA 236, MCL 600.6306a, as added by this amendatory act apply only to actions in which the cause of action arose on or after the effective date of this amendatory act.

600.1485 Indigent civil legal assistance.

600.1486 Hiring member of immediate family as court employee or process server.

600.1487 Contract for good or service.

Compiler's Notes: Another Sec. 1487, as added by Act 428 of 1996, was originally compiled at MCL 600.1487[1], to distinguish it from this Sec. 1487, as added by Act 374 of 1996. Former MCL 600.1487[1], which pertained to creation of state court information management commission, was repealed by Act 225 of 2006, Imd. Eff. June 26, 2006.

600.1487[1] Repealed. 2006, Act 225, Imd. Eff. June 26, 2006.

Compiler's Notes: Sec. 1487, as added by Act 428 of 1996, appears here as MCL 600.1487[1] to distinguish the section from another sec. 1487, deriving from Act 374 of 1996. The repealed section pertained to creation of state court information management system.

600.1490 Definitions; court reporter, court recorder, stenomask reporter, or owner of firm; familial relationship with party or attorney; disclosure required; financial interest.

Compiler's Notes: Enacting section 1 of Act 249 of 1998 provides:

Enacting section 1. By enacting this legislation, the legislature does not intend to unduly interfere with fair competition between and among certified court reporters, court recorders, stenomask recorders, or court reporting firms, where that competition does not involve financial arrangements that tend to, or appear to, compromise that impartiality. This amendatory act is to be construed and applied in a manner

consistent with this purpose.â€

600.1491 Court reporter, court recorder, stenomask reporter, or owner of firm; prohibited conduct.

Compiler's Notes: Enacting section 1 of Act 249 of 1998 provides: Enacting section 1. By enacting this legislation, the legislature does not intend to unduly interfere with fair competition between and among certified court reporters, court recorders, stenomask recorders, or court reporting firms, where that competition does not involve financial arrangements that tend to, or appear to, compromise that impartiality. This amendatory act is to be construed and applied in a manner consistent with this purpose.â€

600.1492 Court reporter, court recorder, stenomask reporter; duties.

Compiler's Notes: Enacting section 1 of Act 249 of 1998 provides: Enacting section 1. By enacting this legislation, the legislature does not intend to unduly interfere with fair competition between and among certified court reporters, court recorders, stenomask recorders, or court reporting firms, where that competition does not involve financial arrangements that tend to, or appear to, compromise that impartiality. This amendatory act is to be construed and applied in a manner consistent with this purpose.â€

600.1493 Enforcement of MCL 600.1490, 600.1491, and 600.1492; violation.

Compiler's Notes: Enacting section 1 of Act 249 of 1998 provides: Enacting section 1. By enacting this legislation, the legislature does not intend to unduly interfere with fair competition between and among certified court reporters, court recorders, stenomask recorders, or court reporting firms, where that competition does not involve financial arrangements that tend to, or appear to, compromise that impartiality. This amendatory act is to be construed and applied in a manner consistent with this purpose.â€

600.1494 Applicability of MCL 600.1490 to 600.1493; exception.

Compiler's Notes: Enacting section 1 of Act 249 of 1998 provides: Enacting section 1. By enacting this legislation, the legislature does not intend to unduly interfere with fair competition between and among certified court reporters, court recorders, stenomask recorders, or court reporting firms, where that competition does not involve financial arrangements that tend to, or appear to, compromise that impartiality. This amendatory act is to be construed and applied in a manner consistent with this purpose.â€

Chapter 15 TIME AND PLACE OF HOLDING CIRCUIT COURTS

600.1501 Terms of court; continuance; adjournment; sessions.

600.1511 Terms of court; Ingham county circuit court; place of sitting.

600.1513 Terms of court; Calhoun county.

600.1515 Second judicial circuit; site of hearings, trials, or proceedings; disposition of records and files; naturalization of new citizens; educational ceremonies.

600.1517 Designation of places where regular terms of circuit court and family division sessions may be held; hearings.

600.1521 Terms of court; special terms in other counties of circuit; triable issues.

600.1522 Terms of court; special terms, transfer of files and papers.

600.1531 Alternative time and place of court; notice.

Chapter 16 VENUE

600.1601 Venue.

600.1605 Venue; real actions; replevin.

600.1611 Venue; action on probate bond.

600.1615 Venue; actions against governmental units.

600.1621 Venue; determination; exceptions.

600.1625 Repealed. 1976, Act 375, Eff. Jan. 1, 1977.

Compiler's Notes: <Paragraph><P>The repealed section defined "established" for purposes of all matters pertaining to venue.</P></Paragraph>

600.1627 Venue; county where cause of action arose; exceptions; suits against surety of public officers or their appointees.

600.1629 Provisions applicable in action based on tort; grounds for motion for change in venue; determination of venue in product liability action.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>"(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>"(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>"(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>"(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>"(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>"(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.</P></Paragraph>

600.1631 Venue; action by attorney general; other actions.

600.1635 Venue; transportation lines; plaintiff's residence.

600.1641 Venue; joinder of causes of action; separation.

600.1645 Improper venue; judgment.

600.1651 Improper venue; transfer of action to proper county.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.1653 Motion for change of venue in action based on tort; awarding expenses and costs.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.1655 Venue; change; conditions; expense of trial.

600.1659 Transfer of judgments in action affecting real or tangible personal property.

Chapter 17
CONTEMPTS

600.1701 Neglect or violation of duty or misconduct; power to punish by fine or imprisonment.

600.1711 Summary punishment; hearing.

600.1715 Contempt; punishment; fine; probation; performance of act or duty.

600.1721 Payment of damages; effect.

600.1725 Witnesses; refusal to testify; penalty.

600.1731 Publication as to court of record; hearing by judge of another court.

600.1735 Arrest on bench warrant; duties of sheriff.

600.1741 Arrest on bench warrant; illness of arrested person.

600.1745 Indictment for contemptuous conduct; sentence.

Chapter 18 PROCESS AND ARRESTS

600.1801 Process; service and return; service on sheriff or deputies.

600.1805 Process; expiration or vacancy in office of sheriff; effect.

600.1809 Process; amendment of return.

600.1811 Process; appointment of substitute server.

600.1815 Capias ad respondendum; abolishment.

600.1821 Arrest; exemptions.

600.1825 Arrest; privileged persons.

600.1831 Civil process; exemptions.

600.1835 Civil process; privileged persons.

600.1841 Civil process; service on Great Lakes or border waters.

600.1845 Confinement in jail; liability for release, penalty.

600.1851 Repealed. 1967, Act 178, Eff. Nov. 2, 1967.

Compiler's Notes: <Paragraph><P>The repealed section related to uniform foreign depositions act.</P></Paragraph>

600.1852 Service of process outside this state; order.

600.1855 Service of process; public bodies, duties of officers.

600.1861 Service of process; by service on public officer, copy to nongovernmental defendant.

600.1865 Chapter and Mich. Const., Art. IV, Â§ 11, inapplicable to issuance of service of citation pursuant to MCL 257.742.

Chapter 19
COMMENCEMENT OF ACTION AND SERVICE OF PROCESS

600.1901 Civil action; commencement; filing of complaint.

600.1902 “Victim” defined; civil action against victim of criminal sexual conduct or assault with intent to commit criminal sexual conduct; dismissal; period of limitations; applicability of section.

600.1905 Summons; issuance; duplicate; form; contents; amendment of process or proof of service.

600.1908 Process; persons to make service; inapplicable to orders under the extreme risk protection order act.

600.1910 Proof of service; methods; failure to make proof of service.

600.1912 Process; personal service on individual.

600.1913 Process; substituted service.

600.1917 Process; service on partnership or limited partnership.

600.1918 Civil action; service of process on person doing business under assumed name.

600.1920 Process; service on corporation; insurers.

600.1923 Process; service on partnership association or unincorporated voluntary association.

600.1925 Process; service on public, municipal or governmental corporation, boards, or bodies.

600.1930 Process; service on individual's agent or public officer.

600.1940 Process; personal jurisdiction not required; service of process.

600.1945 Process; order for substituted service; contents; unknown defendants.

600.1947 Notice of pendency of action; publication.

600.1950 Repealed. 2022, Act 74, Imd. Eff. May 12, 2022.

Compiler's Notes: <Paragraph><P>The repealed section defined the term newspaper.</P></Paragraph>

600.1951 Mailing of service; manner.

600.1955 Substituted service; proof.

600.1960 Substituted service; jurisdiction on defendant's interest.

600.1965 Pleader; service of papers; default; effect.

600.1968 Service of papers; attorneys; contempt.

600.1970 Service of papers; delivery to attorney; party; mailing.

600.1971 Service of papers; proof of service; filing.

600.1972 Service of papers; inability to make; direction of court.

600.1973 Service of papers; numerous parties.

600.1974 Filing with court; definition.

CHAPTER 19A
ELECTRONIC ACCESS TO COURTS

600.1985 Definitions.

600.1986 Electronic filing system fee; collection; waiver; governmental entity as party; automated payment service fee.

600.1987 Electronic filing system fee; other fee.

600.1988 Fee; limitation.

600.1989 Electronic filing system fee; deposit into judicial electronic filing fund; use.

600.1990 Electronic filing system fee as recoverable taxable cost.

600.1991 Application by court for access to and use of electronic filing system; acceptance by supreme court; use of money from judicial electronic filing fund; selection of qualified vendor.

600.1992 Filing of electric document not required.

600.1993 Electronic filing system fee; collection; limitation.

Chapter 20
PARTIES

600.2001 Married women; actions by and against.

600.2005 Married women; tort; action against both spouses.

600.2011 Indians; judicial rights and privileges.

600.2021 Foreign corporations; actions based on forbidden acts; exceptions.

600.2031 Counties; actions by or against.

600.2041 Real party in interest; actions on official or personal bonds; taxpayer's suit.

600.2045 Guardian ad litem for unborn persons.

600.2051 Capacity to sue or be sued; assumed name; partnerships; unincorporated voluntary associations; corporations; state; governmental units; officers.

Chapter 21 EVIDENCE

600.2101 Cases tried without jury; objections to testimony or evidence; exclusion of testimony from record; taking of excluded testimony; return of excluded testimony to court of appeals or supreme court.

600.2102 Affidavit taken in other state or country; authentication.

600.2103 Judicial records of other states or countries; use as evidence; authentication.

600.2104 Judicial records of foreign countries; copies as evidence.

600.2105 Judicial records of foreign countries; proof by common law methods.

600.2106 Court order, judgment, or decree of court of record; certified copy as evidence.

600.2107 Public records; certified transcript as evidence.

600.2108 Secretary of state; certificate of nonexistence of record.

600.2109 Recorded conveyance and instruments; certified copies.

600.2110 Recorded conveyances and instruments; record in county other than situs; certified copies.

600.2111 Certificate of lost paper as evidence of loss.

600.2112 Certificates of justices of the peace of other states as evidence.

600.2113 Constitution, laws, and resolutions; official publication as evidence.

600.2114 Repealed. 1967, Act 178, Eff. Nov. 2, 1967.

Compiler's Notes: <Paragraph><P>The repealed section stated conditions under which printed copies of constitution, laws, and resolutions of any other of the United States, of territory thereof, or of any foreign state were admissible as prima facie evidence thereof and authorized Michigan courts to take judicial notice of them.</P></Paragraph>

600.2114a Issues of foreign law; notice; evidence; duties of court; review on appeal.

600.2115 Repealed. 1967, Act 178, Eff. Nov. 2, 1967.

Compiler's Notes: <Paragraph><P>The repealed section stated conditions under which printed books or pamphlets would be admissible as prima facie evidence of session or other statutes of any of the United States, of territories thereof or of any foreign jurisdiction.</P></Paragraph>

600.2116 Laws, bylaws, regulations, resolutions, and ordinances of city, village, or township as evidence.

600.2117 Device by way of seal as evidence of seal.

600.2118 Repealed. 1967, Act 178, Eff. Nov. 2, 1967.

Compiler's Notes: <Paragraph><P>The repealed section stated that common law of any other of the United States, of any territory thereof, or of any foreign state could be proved as facts by parol evidence, that books of reports of cases adjudged in their courts could be admitted as evidence of such law, and that courts could take judicial notice thereof just as in case of statutes.</P></Paragraph>

600.2118a Foreign records and laws; evidence; copies, certification.

600.2119 Judgment; record of certified copy as evidence.

600.2120, 600.2121 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed sections pertained to proof of proceedings before justice of peace.</P></Paragraph>

600.2122 Certified as evidence; United States land office records.

600.2123 Certified copies as evidence; records of board of control of Saint Mary's Falls ship canal.

600.2124 Certified copies as evidence; United States weather record.

600.2125 Proof of publication; notice of application to court or judicial officer.

600.2126 Proof of publication; notice of sale of real property.

600.2127 Proof of publication; presumptive evidence.

600.2128 Proof of publication; prima facie evidence.

600.2129 Proof of publication; copy of record of document; certification; court orders; seal.

600.2130 Schedules, classifications, tariffs, and supplements filed with regulatory commissions; copies as evidence; presumption.

600.2131 Written instruments; proof; acknowledgment.

600.2132 Marriage certificates and records as evidence.

600.2133 Marriage license or certificate; record as evidence.

600.2134 Purchase of public lands; certificates as evidence.

600.2135 Breed of horses; evidence.

600.2136 Library record, book, or paper; copy or reproduction admissible as evidence; fee; false certification; penalty.

600.2137 Reproduction or copy admissible in evidence.

Compiler's Notes: <Paragraph><P>For transfer of powers and duties of department of history, arts, and libraries regarding state archives program to department of natural resources, see E.R.O. No. 2009-26, compiled at MCL 399.752.</P></Paragraph><Paragraph><P>For the transfer of powers and duties related to the state archives program from the department of natural resources to the department of technology, management and budget, see E.R.O. 2023-2, compiled at MCL 388.1283.</P></Paragraph>

600.2138 Filed or recorded documents; copy or replacement; certification; admissibility as evidence; transcript or certified copy; filing or inserting correction, alteration, indorsement, or entry.

600.2139 Seal; presumptive evidence of consideration.

600.2140 Corporate existence; proof.

600.2141 Copartnership; proof.

600.2142 Seal; prima facie proof of lawful execution of instruments by corporations, other firms.

600.2143 Subscribing witness to instrument need not be called; exception.

600.2144 Signature or handwriting; proof.

600.2145 Open account or account stated; proof, counterclaim.

600.2146 Writing or record made in regular course of business; reproduction admissible in evidence; other circumstances; lack of entry; reproduction as evidence.

600.2147 Business record prepared or entered in regular course of business; reproduction as evidence; delivery of copy to adverse party.

600.2148 Reproduced records of business firms; disposal of original record; admissibility of reproduction in evidence; "person" defined.

600.2149 Loss of instrument; proof and disproof.

600.2150 Repealed. 1962, Act 174, Eff. Jan. 1, 1964.

Compiler's Notes: <Paragraph><P>The repealed section pertained to suit founded on lost negotiable bill or note.</P></Paragraph>

600.2151 Admission of member of corporation as evidence.

600.2152 Mental competency of testator; presumption.

600.2153 Public officers; administration of oaths for certain purposes.

600.2154 Witness; obligation to answer through revealing civil liability; self-incrimination.

600.2155 Statement, writing, or action expressing sympathy, compassion, commiseration, or benevolence; admissibility in action for malpractice; "family" defined.

Compiler's Notes: <Paragraph><P>Former MCL 600.2155, which pertained to obligation of witness to answer, was repealed by Act 274 of 1984, Eff. Mar. 29, 1985.</P></Paragraph><Paragraph><P>Enacting section 1 of Act 21 of 2011 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. This amendatory act applies only to civil actions filed on or after the effective date of this amendatory act."</P></Paragraph>

600.2156 Minister, priest, or Christian Science practitioner; nondisclosure of confessions.

600.2157 Physician-patient privilege; waiver.

600.2157a Definitions; consultation between victim and sexual assault or domestic violence counselor; admissibility.

600.2157b Confidential communication to crime stoppers organization; definitions.

600.2158 Crime; interest or relationship of witness, effect.

600.2159 Parties as witnesses; depositions; comment on failure of criminal defendant to testify.

600.2160 Repealed. 1967, Act 263, Eff. Nov. 2, 1967.

Compiler's Notes: <Paragraph><P>The repealed section provided for admissibility of testimony of opposite party on matters equally within knowledge of deceased or mentally incompetent person.</P></Paragraph>

600.2161 Cross examination of opposite party or agent.

600.2162 Husband or wife as witness for or against other.

Compiler's Notes: <Paragraph><P>Section 2 of Act 67 of 1994 reads as follows:</P></Paragraph><Paragraph><P>“This amendatory act applies to criminal cases in which a complaint and warrant are authorized on or after July 1, 1994. This amendatory act applies to civil cases which are pending on or filed on or after July 1, 1994.”</P></Paragraph>

600.2163 Repealed. 1998, Act 323, Imd. Eff. Aug. 3, 1998.

Compiler's Notes: <Paragraph><P>The repealed section pertained to children under 10 years as witnesses.</P></Paragraph>

600.2163a Definitions; prosecutions and proceedings to which section applicable; use of dolls or mannequins; support person; notice; videorecorded statement; special arrangements to protect welfare of witness; videorecorded deposition; section additional to other protections or procedures; violation as misdemeanor; penalty.

600.2164 Expert witnesses; fees; contempt for excessive fees; number; application of section.

600.2164a Expert witness; testimony at trial by video communication equipment; motion; payment of cost.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 68 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. This amendatory act takes effect June 1, 2012 and applies only to actions filed on or after June 1, 2012."</P></Paragraph>

600.2165 Disclosure of students' records or communications by school teacher or employee.

600.2166 Admissibility of evidence in action by or against person incapable of testifying.

Compiler's Notes: <Paragraph><P>Section 2 of Act 305 of 1974 provides: "This 1974 amendatory act shall apply to actions pending on its effective date and to actions commenced thereafter, regardless of whether the cause of action arose prior to the effective date of this act or arose thereafter."</P></Paragraph>

600.2167 Repealed. 2014, Act 124, Imd. Eff. May 20, 2014.

Compiler's Notes: <Paragraph><P>The repealed section pertained to receipt of technician's report in evidence.</P></Paragraph>

600.2169 Qualifications of expert witness in action alleging medical malpractice; determination; disqualification of expert witness; testimony on contingency fee basis as misdemeanor; limitations applicable to discovery.

Constitutionality: <Paragraph><P>MCL 600.2169 is an enactment of substantive law. As such it does not impermissibly infringe the Supreme Court's constitutional rule-making authority over "practice and procedure." <Emph EmphType="underscore">McDougall</Emph> v <Emph EmphType="underscore">Schanz</Emph>, 461 Mich 15; 597 NW2d 148 (1999).</P></Paragraph>

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>"(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>"(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>"(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>"(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>"(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>"(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988."</P></Paragraph>

Chapter 21A
UNIFORM UNSWORN FOREIGN DECLARATIONS ACT

600.2181 Short title.

600.2182 Definitions.

600.2183 Applicability.

600.2184 Unsworn declaration; effect same as sworn declaration.

600.2185 Presentation of unsworn declaration; medium.

600.2186 Unsworn declaration; form.

600.2187 Uniformity of law.

600.2188 Effect of federal law.

600.2190 Effective date of chapter.

CHAPTER 22.
UNIFORM INTERSTATE DEPOSITIONS AND DISCOVERY ACT

600.2201 Chapter to be known as "uniform interstate depositions and discovery act."

600.2202 Definitions.

600.2203 Foreign subpoena; submission to circuit court clerk; issuance; contents.

600.2204 Service; compliance with court rules.

600.2205 Applicable court rules and statutes.

600.2206 Protective order or order to enforce, quash, or modify subpoena; compliance with court rules; submission to circuit court.

600.2207 Uniformity of law.

600.2208 Applicability of chapter.

600.2209 Effective date of chapter.

Chapter 23 AMENDMENTS

600.2301 Amendment of process or pleadings before judgment.

600.2305 Answer to amended pleading.

600.2311 Amendment of process or pleadings after judgment.

600.2315 Defects not affecting judgment.

600.2321 Immaterial defects; amendments to correct.

600.2325 Amendment only on order of court.

600.2331 Imperfection in appeal.

Chapter 24
COSTS

600.2401 Taxation of costs; regulation by supreme court.

600.2405 Costs; items taxable.

600.2411 Special costs in action against public officers.

600.2415 Costs; liability of next of friend or guardian.

600.2421 Civil actions by or in name of people; liability for costs; warrant.

600.2421a Meanings of words and phrases in MCL 600.2421c to 600.2421f.

600.2421b Definitions.

600.2421c Awarding costs and fees; determining frivolous position of state; motion; matters to be established; reduction or denial of award; amount of costs and fees; applicability of section.

600.2421d Judicial review of final action in contested case; award of costs and fees; finding.

600.2421e Annual report; payment of costs and fees; applicability of MCL 600.2421a to 600.2421d.

600.2421f Recovery of same costs under law or court rule prohibited.

600.2421g Applicability of MCL 600.2421a to 600.2421f to civil actions.

600.2425 Costs; abatement of public nuisance; private citizen plaintiff; intervention by attorney general or prosecuting attorney.

600.2431 Costs; foreclosure of mortgage by advertisement; attorney's fee.

600.2435 Costs; supplementary proceedings.

600.2441 Costs; costs additional in civil actions in supreme court and circuit court.

600.2445 Costs on appeal to circuit court, court of appeals, or supreme court; damages for delay and vexation.

600.2451 Taxation of costs in supreme court and court of appeals; notice.

600.2455 Taxation of costs in circuit court, district court, and municipal courts of record; notice.

600.2461 Costs; duties of taxing officer.

Chapter 25
FEES

600.2501 Fees; allowance.

600.2504 Fees; special allowance.

600.2507 Documents; state officers; request for searches and obtaining certified copies; fees.

600.2510 "Page" defined; compliance with format prescribed by state court administrative office.

600.2513 Allowable fees, compensation, or reward for service.

600.2516 Fees; for services actually rendered.

600.2519 Fees; violation; misdemeanor; civil liability; forfeiture of office.

600.2522 Fees; taxation for services actually rendered.

600.2525 Fees; receipt; liability for refusal.

600.2528 Repealed. 1993, Act 189, Imd. Eff. Oct. 8, 1993.

Compiler's Notes: <Paragraph><P>The repealed section pertained to fees to clerk of circuit court in county of less than 100,000.</P></Paragraph>

600.2529 Fees paid to clerk of circuit court; payment in full; payment of fees to county treasurer; deposit and use to fund certain services; waiving or suspending fees; affidavit of indigency or inability to pay; court order to pay all or part of fee to other party; payment of fee not required.

600.2530 Deposit of fees in friend of the court fund; exception; appropriation by county board of commissioners; remitting sums collected to state; appropriation by legislature; remittance to law enforcement agency.

600.2530a Repealed. 1992, Act 234, Eff. Mar. 31, 1993.

Compiler's Notes: <Paragraph><P>The repealed section pertained to remittance of revenue to the state treasurer.</P></Paragraph>

600.2531 Oath of office; administration without fee.

600.2534 Publication of legal notice, order, citation, summons, advertisement, or other matter; rates.

600.2537 Repealed. 1993, Act 189, Imd. Eff. Oct. 8, 1993.

Compiler's Notes: <Paragraph><P>The repealed section pertained to jury fees.</P></Paragraph>

600.2538 Payments of support or maintenance collected by friend of the court or state disbursement unit; fee; notice; contempt for failure or refusal to pay fee; centralized receipt and disbursement of support; creation of attorney general's operations fund; "state disbursement unit" or "SDU" defined.

600.2540 Compensation of juror for attendance on inquest.

600.2543 Circuit court reporters or recorders; fees for transcripts; fees as part of taxable costs; adjustment; purchase of supplies and equipment.

600.2546 Certified copies, exemplifications of records, pleadings, and proceedings; fee.

600.2549 Depositions and certified copies; fees taxable as costs.

600.2552 Witness fees; traveling expenses; attorneys as witnesses; incarcerated witness; inquests; per-mile rate of reimbursement.

600.2555 Process server; traveling fees.

600.2558 Fees of sheriff; increase; mileage; liability.

600.2559 Fees for service of process; fee for process with incorrect address; mileage; fee for advertising; liability; charging fee in excess of law; tax costs; "order for the seizure of property" defined.

600.2561 Coroners; compensation or fees.

600.2564 Repealed. 2003, Act 238, Eff. Apr. 1, 2004.

Compiler's Notes: <Paragraph><P>The repealed section pertained to fees of notaries public.</P></Paragraph>

600.2567 Register of deeds; fees.

600.2567a Fee for recording instrument; amount and payment; additional to other fees; remittance and disposition of fees; limitation; applicability of section; "county plan" defined.

600.2568 Automation fund.

600.2570 Fees of appraisers; mileage.

600.2573 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Compiler's Notes: <Paragraph><P>The repealed section pertained to fees of circuit court commissioners.</P></Paragraph>

600.2576 Counties over 1,000,000; proceedings relating to realty; fees; dispositions.

600.2579 Supreme court crier; fees.

600.2582 Service on corporation and securities commission; fee.

600.2591 Frivolous civil action or defense to civil action; awarding costs and fees to prevailing party; definitions.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

Chapter 26 BONDS

600.2601 Bonds; form; defect; amendment; new bond.

600.2605 Stay of proceedings without bond; conditions.

600.2607 Stay pending appeal of judgment; amount of bond; limitation; rescission of limitation.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 265 of 2002 provides:</P></Paragraph><Paragraph><P>â€œEnacting section 1. This amendatory act takes effect January 1, 2003 and applies to an appeal filed on or after that date.â€</P></Paragraph>

600.2611 Bond not required of state or municipal corporation; appeal.

600.2615 Bond not required of state or municipal corporation; process.

600.2621 Single corporate surety; sufficiency.

600.2625 Oath to sureties or bail.

600.2631 Cash or securities in lieu of bail or bond; deposit; receipts; discharge; interest; substitution.

600.2641 Change in parties; effect; new bonds.

600.2645 Liability of officer if sureties insufficient; recovery of penalty by state or county.

600.2651 Joint defendants; appeal bond; judgment against sureties.

600.2655 Security for costs; judgment against surety.

600.2661 Actions on probate bonds.

600.2665 Attorney not to post bond; probate fiduciary.

Chapter 27 NOTICE LIS PENDENS

600.2701 Notice lis pendens; recording; copy as evidence.

600.2711 Notice lis pendens; filing by defendant.

600.2715 Notice lis pendens; duration; extension.

600.2721 Notice lis pendens; index by register of deeds.

600.2725 Notice lis pendens; cancellation; costs.

600.2731 Notice lis pendens; cancellation; bond.

600.2735 Notice lis pendens; suits in federal courts.

Chapter 28.
JUDGMENT LIENS

600.2801 Definitions.

600.2803 Attachment; conditions.

600.2805 Notice of judgment lien; certification; service.

600.2807 Property owned as tenants by the entirety; priority; exceptions; sale or refinance of property subject to judgment lien; limitation on proceeds.

600.2809 Judgment lien; expiration; rerecording; tolling or suspension of time period; judgment lien extinguished.

600.2811 Recording discharge or partial discharge of judgment lien.

600.2813 Failure of judgment creditor to record discharge of judgment lien; liability; filing of affidavit by judgment debtor.

600.2815 Person with same or similar name as judgment debtor.

600.2817 Judgment lien; additional and separate from remedy or interest created by law or contract.

600.2819 Foreclosure.

Chapter 29
PROVISIONS CONCERNING SPECIFIC ACTIONS

600.2901 Actions abolished; alienation of affections, criminal conversation, seduction, and breach of contract to marry.

600.2902 Actions abolished; certain real actions.

600.2903 Judgment in tort; renewal; continuance of remedies.

600.2904 Repealed. 1964, Act 170, Eff. July 1, 1965.

Compiler's Notes: <Paragraph><P>The repealed section abolished governmental immunity of political subdivisions in actions arising out of operation of motor vehicles, and provided for payment of premiums on liability insurance.</P></Paragraph>

600.2905 Civil actions by state; laws applicable.

600.2906 Confession of judgment.

600.2907 Malicious prosecution or action; civil liability, penalty.

600.2907a Violation of MCL 565.25; liability to owner of encumbered property; penalty.

600.2908 Repealed. 1972, Act 284, Eff. Jan. 1, 1973.

Compiler's Notes: <Paragraph><P>The repealed section pertained to civil actions against stockholders for labor performed for the corporation.</P></Paragraph>

600.2909 Stockholders; individual liability for corporate debts; enforcement; labor debts.

600.2910 Action for seduction.

600.2911 Action for libel or slander.

Constitutionality: <Paragraph><P>A communication is not constitutionally privileged if its subject involves a private person in the context of a matter of public interest. <Emph EmphType="underscore">Rouch</Emph> v <Emph EmphType="underscore">Enquirer & News of Battle Creek</Emph>, 427 Mich 157; 398 NW2d 245 (1986).</P></Paragraph>

600.2912 Actions for malpractice; member of state licensed profession.

600.2912a Action alleging malpractice; burden of proof.

600.2912b Action alleging medical malpractice; notice; mailing; notice period; statement; access to medical records; tacking successive notice periods; response; failure to receive response; health professional or facility not intending to settle.

600.2912c Action alleging medical malpractice; filing affidavit certifying noninvolvement; dismissal of claim; reinstatement of party; discovery.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.2912d Action alleging medical malpractice; complaint to be accompanied by affidavit of merit; filing extension; failure to allow access to medical records.

Compiler's Notes: <Paragraph><P>In subsection (3), the reference to â€œsection 2912b(6)â€ evidently should be to section 2912b(5).</P></Paragraph><Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.2912e Action alleging medical malpractice; filing answer to complaint; filing affidavit of meritorious defense; failure to allow access to medical records.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b,

5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.

(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.

(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

Enacting section 1 of Act 609 of 2012 provides:

Enacting section 1. Sections 2912e, 5852, and 6013 of the revised judicature act of 1961, 1961 PA 236, MCL 600.2912e, 600.5852, and 600.6013, as amended by this amendatory act apply only to actions in which the cause of action arose on or after the effective date of this amendatory act."

600.2912f Waiver of privilege; permissible communication; disclosure not as violation of law.

600.2912g Arbitration.

600.2912h Settlement agreement.

600.2913 Minor maliciously or wilfully destroying property or causing bodily harm or injury to person; recovery of damages from parents.

600.2914 Discharge in bankruptcy; cancellation of judgment, procedure; notice to judgment creditor; judgments from other states; judgment defined; judgments under MCL 257.513.

600.2915 Actions for taxes due other states; reciprocity.

600.2916 Lethal gases for fumigation; liability; damages; means of ingress; locking; posting; permission to enter; notice; violation as felony; penalty.

600.2917 Liability of library, merchant, agent, or independent contractor for conduct involving person

suspected of larceny of goods or library materials, or of violating MCL 750.356c or MCL 750.356d; definitions.

600.2917a Detention of individual believed by owner or lessee of theatrical facility to have violated MCL 750.465a.

600.2918 Damages for forcible entry and detainer; damages for unlawful interference with possessory interest; exceptions; opening of probate estate; forcible entry or possession by occupant; action for possession; claim for injunctive relief; joinder; waiver; commencement of action; limitations; "owner" defined.

Compiler's Notes: <Paragraph><P>Enrolled Senate Bill No. 112 was not signed by the Governor, but, having been presented to her at 10:17 a.m. on June 17, 2019, and not having been returned by her to the Senate within the 14 days prescribed by Const 1963, art IV, sec 33, became law (2019 PA 41) on July 1, 2019, the Legislature having continued in session.</P></Paragraph>

600.2919 Damage or waste to land; damages; injunction; contempt.

600.2919a Recovery of damages, costs, and attorney's fees by person damaged; remedy cumulative.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 44 of 2005 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. This amendatory act applies to causes of action that arise after the effective date of this amendatory act."</P></Paragraph>

600.2920 Unlawful taking or detention of goods or chattels; civil action to recover possession and damages; conditions; surrender or recovery of books or papers pertaining to office.

600.2921 Survival of actions; death of injured person during pendency of action.

600.2922 Death by wrongful act, neglect, or fault of another; liability; action by personal representative; limitation; notice; approval or rejection of proposed settlement; award and distribution of damages; presentation of claim for damages; advising attorney for personal representative of material facts; applicability of MCL 700.3924 to distribution of proceeds.

Compiler's Notes: <Paragraph><P>Section 2 of Act 93 of 1985 provides: "This amendatory act applies to cases and matters pending on or filed after the effective date of this amendatory act."</P></Paragraph>

600.2922a Wrongful or negligent act resulting in miscarriage, stillbirth, or physical injury; liability; exceptions; "physician or other licensed health professional" defined.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 164 of 2002 provides: "Enacting section 1. This amendatory act applies to a cause of action arising on or after May 1, 2002."</P></Paragraph>

600.2922b Use of deadly force or other than deadly force by individual in self-defense; immunity from civil liability.

600.2922c Individual sued for using deadly force or force other than deadly force; award of attorney fees and costs; conditions.

600.2923 Action on official or other bond; assignment of specific breaches; pendency of suit; notice by surety; damages paid equal or less than liability of surety; execution; levy; judgments in excess of liability; unsatisfied executions.

600.2924 Bill of discovery.

600.2925 Repealed. 1974, Act 318, Imd. Eff. Dec. 15, 1974.

Compiler's Notes: <Paragraph><P>The repealed section pertained to contribution between joint tort-feasors.</P></Paragraph>

600.2925a Right of contribution where judgment not recovered; limitation on recovery; effect of settlement; defenses; intervention; subrogation; right of indemnity; breach of fiduciary obligation; liability of secretary of state.

Compiler's Notes: <Paragraph><P>Section 3 of Act 318 of 1974 provides: "The provisions of this amendatory act shall apply only to torts committed on or after January 1, 1975."</P></Paragraph>

600.2925b Determining pro rata shares of tortfeasors.

600.2925c Enforcement of contribution; absence of judgment as bar to contribution; discharge of other tort-feasors; judgment binding in determining right to contribution.

Compiler's Notes: <Paragraph><P>Section 3 of Act 318 of 1974 provides: "The provisions of this amendatory act shall apply only to torts committed on or after January 1, 1975."</P></Paragraph>

600.2925d Effect of release, covenant not to sue, or covenant not to enforce judgment.

Compiler's Notes: <Paragraph><P>Section 3 of Act 318 of 1974 provides: "The provisions of this amendatory act shall apply only to torts committed on or after January 1, 1975."</P></Paragraph>

600.2926 Jurisdiction to appoint receivers; termination.

600.2926a Cemetery receivers and conservators; appointments; term; accounting; compensation and expenses.

600.2927 Mortgaged property; nonpayment of taxes or insurance as waste; appointment of receiver; conditions.

Compiler's Notes: <Paragraph><P>Act 126 of 1933, referred to in this section, was repealed by Act 150 of 1980.</P></Paragraph>

600.2928 Land of infants and incompetents; disposition; discharge of incumbrance; effect of will or conveyance; proceeds of sale; dower; court orders; infant or incompetent as ward of court; proceedings; delivery of guardianship property.

600.2929 Lands held in trust; sale by fiduciary, orders of court.

600.2930 Life estate; sale on order of court; bond; confirmation; effect of conveyance, will, or order of

court; proceedings.

600.2931 Repealed. 2016, Act 489, Eff. Apr. 6, 2017.

Compiler's Notes: <Paragraph><P>The repealed section pertained to barring dower of incompetent wife.</P></Paragraph>

600.2932 Quieting title; interest of plaintiff; action by mortgagee; establishment of title; tenancy in common; actions.

600.2933 Repealed. 2016, Act 489, Eff. Apr. 6, 2017.

Compiler's Notes: <Paragraph><P>The repealed section pertained to recovery of dower by widow or woman and her husband.</P></Paragraph>

600.2934 Quieting title; lands owned by corporation after expiration of term; complaint; stockholders and creditors of corporation as defendants; service; judgment; damages; costs; actions.

600.2935 Quieting title; recording of judgment.

600.2936 Probate in chancery of foreign will; proof by copy; legal representative's bill of peace.

600.2937 Obstructions and encroachments on public highways, streets and alleys; circuit court; relief.

600.2938 Obscene matter; injunction; adjudication; temporary or preliminary injunction; effect of injunction; distribution of obscene matter after summons and complaint; delegation of authority; criminal prosecution; proceedings.

600.2939 Gaming; action by loser; oath of parties; prosecution according to common law; forfeiture; limitation; securities; lands enuring of benefit.

600.2940 Nuisance; abatement; circuit court; injunction; private nuisance; damages; warrant to abate and remove nuisance; expense; actions.

600.2941 Artesian or flowing well; certain condition deemed nuisance; abatement; damages; unreasonable or unnecessary waste; order or judgment; reopening.

600.2942 Public securities validation; action to contest validity; counterclaim; third party complaint; continuances; amendment; notice to appear; service; publication of order to appear; parties; other actions; intervention; final judgment; appeal; upholding validity of securities; definitions; short title; proceedings.

600.2943 Quieting title; relief to defendant on rehearing.

600.2944 Access to adjoining property for repairs or improvements.

600.2945 Definitions.

600.2946 Product liability action; admissible evidence.

600.2946a Determination of damages; limitation.

Compiler's Notes: <Paragraph><P>In subsection (3), the word "perponderance" evidently should read "preponderance."</P></Paragraph>

600.2947 Product liability action; liability of manufacturer or seller.

600.2948 Death or injury; warnings as evidence.

600.2949 Repealed. 1995, Act 249, Eff. Mar. 28, 1996.

Compiler's Notes: <Paragraph><P>The repealed section pertained to contributory negligence, diminishment of damages, and frivolous claim or defense.</P></Paragraph>

600.2949a Knowledge of defective product.

600.2949b Automated motor vehicle; liability of manufacturer, subcomponent system producer, or motor vehicle mechanic or motor vehicle repair facility; applicability of MCL 600.2945 to 600.2949a; definitions.

600.2950 Personal protection order; restraining or enjoining spouse, former spouse, individual with child in common, individual in dating relationship, or person residing or having resided in same household from certain conduct; respondent required to carry concealed weapon; omitting address of residence from documents; issuance, contents, effectiveness, duration, and service of personal protection order; entering order into law enforcement information network; notice; failure to comply with order; false statement to court; enforcement; respondent less than 18 years of age; ownership interest in animal; definitions.

Compiler's Notes: <Paragraph><P>In subsection (1)(k)(i), the citation to "50(11)" evidently should read "50(12)."</P></Paragraph>

600.2950a Personal protection order restraining or enjoining individual from engaging in conduct prohibited under MCL 750.411h, 750.411i, or 750.411s; facts alleging stalking; conduct; respondent required to carry concealed weapon; omitting address of residence from documents; reasons for issuing or refusing to grant order; mutual order prohibited; effectiveness, issuance, contents, and duration of order; duties of court clerk; entering order into L.E.I.N.; service; notice to law enforcement agency; enforcement; refusal or failure to comply; false statement to court; purchase or possession of firearm; person less than 18 years ; issuance to prisoner prohibited; definitions.

600.2950b Forms; liability of individual providing assistance.

600.2950c Assistance with personal protection order; domestic violence victim advocate.

600.2950h Definitions.

600.2950i Foreign protection order; validity; affirmative defenses.

600.2950j Foreign protection order; subject to full faith and credit and enforcement; child custody or support provision.

600.2950k Foreign protection order; issuance against petitioner and respondent; conditions; "spouse or intimate partner" defined.

600.2950*l* Foreign protection order.

600.2950m Foreign protection order; violation as misdemeanor; penalty.

600.2950n Order to transfer billing and rights to wireless telephone number to petitioner; conditions; forms.

600.2950o Order issued under MCL 600.2950n; service; inability of wireless telephone service provider to effectuate order; notice; suspension of order; assumption of financial responsibility by petitioner; application of requirements for establishment of service; liability of provider and employees.

600.2951 “Approved signaling device” and “pistol” defined; use of approved signaling device; strict liability for damages; exception.

600.2952 Failure of maker to pay amount of dishonored check, draft, or order; liability; written demand for payment; delivery and text; effect of payment before trial; jurisdiction of action.

600.2953 Retail fraud; liability; civil damages; demand for payment; text; noncompliance; effect of payment; jurisdiction; civil action against parent; formal police report; violation by merchant precluding recovery.

600.2953a Motion picture recording violation.

600.2954 Maintaining civil action against individual engaging in prohibited conduct; “victim” defined.

600.2955 Scientific or expert opinion or evidence; admissibility.

600.2955a Impaired ability to function due to influence of intoxicating liquor or controlled substance as absolute defense; definitions.

600.2955b Plaintiff's action for individual's bodily injury or death during commission of felony; dismissal with prejudice; stay of civil action until final disposition; period of limitations; applicability; definitions.

600.2956 Several and joint liability.

600.2956a Certificate of employability as evidence of due care.

600.2957 Determination and allocation of fault; action against nonparty; amendment of pleading; assessment of fault against nonparty.

600.2958 Plaintiff's contributory fault not as bar to recovery of damages.

600.2959 Comparative fault; reduced damages.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 608 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Sections 1483, 2959, 6306, and 6307 of the revised judicature act of 1961, 1961 PA 236, MCL 600.1483, 600.2959, 600.6306, and 600.6307, as amended by this amendatory act and section 6306a of the revised judicature act of 1961, 1961 PA 236, MCL 600.6306a, as added by this amendatory act apply only to actions in which the cause of action arose on or after the effective date of this amendatory act."</P></Paragraph>

600.2960 Burden of proof; cause of action.

600.2961 Definitions; determining when commission due; payment of commissions; liability; attorney fees and costs; jurisdiction; contract waiver void; applicability of section.

600.2962 Malpractice action against certified public accountant.

600.2962[1] Definitions; unauthorized receipt of cable or satellite television service; action to enjoin; damages; actual damages not required; separate causes of action.

Compiler's Notes: <Paragraph><P>Section 2962, as added by Act 558 of 1996, was compiled as MCL 600.2962[1] to distinguish it from another section 2962, deriving from Act 249 of 1995 and pertaining to malpractice action against certified public accountant.</P></Paragraph>

600.2962a Definitions; injunction; damages; civil action; court actions; actual damages or convictions not prerequisite to action; additional penalties or remedies; separate causes of action.

600.2963 Commencement of civil action or filing appeal in civil action by prisoner; payment of filing fees and costs; claim of indigency; failure to pay fees and costs.

600.2964 Social security or credit card number on check as condition of acceptance; requirement prohibited; exceptions; prima facie evidence of identity; violation; penalty; "sale at retail" defined.

600.2965 Recovery of damages by firefighter or police officer; preclusion abolished.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 389 of 1998 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Sections 2965, 2966, and 2967 of the revised judicature act of 1961, 1961 PA 236, MCL 600.2965, 600.2966, and 600.2967, as added by this amendatory act, do not apply to a cause of action arising before the effective date of this amendatory act."</P></Paragraph>

600.2966 Injury to firefighter or police officer; governmental immunity.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 389 of 1998 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Sections 2965, 2966, and 2967 of the revised judicature act of 1961, 1961 PA 236, MCL 600.2965, 600.2966, and 600.2967, as added by this amendatory act, do not apply to a cause of action arising before the effective date of this amendatory act."</P></Paragraph>

600.2967 Recovery of damages by firefighter or police officer; circumstances as proof; construction of section; definitions.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 389 of 1998 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Sections 2965, 2966, and 2967 of the revised judicature act of 1961, 1961 PA 236, MCL 600.2965, 600.2966, and 600.2967, as added by this amendatory act, do not apply to a cause of action arising before the effective date of this amendatory act."</P></Paragraph>

600.2968 Repealed. 2020, Act 367, Imd. Eff. Jan. 4, 2021.

Compiler's Notes: <Paragraph><P>The repealed section pertained to liability for improper gifts or services to student athletes.</P></Paragraph>

600.2969 Repealed. 1999, Act 239, Eff. Jan. 1, 2003.

Compiler's Notes: <Paragraph><P>The repealed section pertained to definitions and damages resulting from computer data failure.</P></Paragraph>

600.2970 Repealed. 1999, Act 240, Eff. Jan. 1, 2003.

Compiler's Notes: <Paragraph><P>The repealed section pertained to definitions and damages resulting from computer date failure.</P></Paragraph>

600.2971 Wrongful birth or wrongful life claims; prohibitions; exceptions.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 423 of 2000 provides:</P></Paragraph><Paragraph><P>“Enacting section 1. This amendatory applies only to cause of action arising on or after the effective date of amendatory act.”</P></Paragraph>

600.2972 Allegation of domestic violence; consideration of motion to seal court records; “domestic violence” defined.

600.2973 Field crop produced for crop research or testing; intentional damage or destruction; damage award; definitions.

600.2974 Limitation of civil liability for weight gain or obesity; requirements for cause of action; definitions.

600.2975 Publishing instructions for manufacture or creation of methamphetamine; commencement of action; court order; relief; exception; definitions.

600.2975a Entry of judgment for damages; notice to department.

600.2976 Seller or end user who stores, secures, uses, transports, or protects anhydrous ammonia; immunity from tort liability; applicability; definitions.

600.2977 Liquefied petroleum gas business; protection from liability; exception; definitions.

600.2978 Court action by victim of female genital mutilation; remedies; definitions.

600.2979 Action for trespass, unjust enrichment, or other action; Michigan electric cooperative easement; rebuttable presumption; liability; damages; definitions.

CHAPTER 30
LIMITATION OF SUCCESSOR ASBESTOS-RELATED LIABILITY

600.3001 Cumulative successor asbestos-related liability of corporation; definitions; limitations; determination of fair market value of total gross assets; increase; adjustment; prospective application of provision; severability.

CHAPTER 30A
ASBESTOS BANKRUPTCY TRUST CLAIMS TRANSPARENCY ACT

600.3010 Short title of chapter.

600.3011 Definitions.

600.3012 Asbestos action; duties of plaintiff before initial date set for trial; duty to supplement information and materials; failure to comply with section; dismissal.

600.3013 Motion requiring plaintiff to file additional trust claims; duties of plaintiff; written response by plaintiff; determination and action by court; scheduling asbestos action for trial; compliance with section.

600.3014 Trust claims materials and trust governance documents; presumption; discovery from asbestos trust; use and basis of trust materials.

600.3015 Additional asbestos trust claim filed after judgment; jurisdiction of trial court to reopen and adjust judgment; time for filing.

600.3016 Applicability of chapter.

Chapter 31
FORECLOSURE OF MORTGAGES AND LAND CONTRACTS

600.3101 Jurisdiction of circuit court to foreclose mortgages of real estate and land contracts; exception.

600.3105 Mortgage; land contract; foreclosure proceeding; unsatisfied execution on judgment at law; separate proceeding; consolidation.

600.3110 Foreclosure of interest or installment; payment before judgment.

600.3115 Foreclosure proceeding; sale, time.

600.3120 Foreclosure proceeding; judgment of sale; payment of principal, interest, and costs.

600.3125 Sale of land on foreclosure; authorized persons; public sale; time; place; MCL 600.6091 applicable.

600.3130 Sale of land on foreclosure; deed.

600.3135 Proceeds of sale; application; disposition and investment of surplus.

600.3140 Mortgage foreclosure sale; redemption; amount stated in recorded affidavit; fee; portions of premises.

600.3145 Redemption from sale; additional sums for taxes and insurance premiums.

600.3150 Original judgment in foreclosure cases; determination of personal liability; execution for amount of deficiency; delivery of possession.

600.3155 Upset price at sale.

600.3160 Persons other than mortgagor or vendee securing debt.

600.3165 Sale of premises sufficient to satisfy amount due; judgment as security; default; sale of whole premises.

600.3170 Trust mortgage property; authority of trustee to bid in at foreclosure for bondholders, effect of acquisition on rights of parties; management after acquisition; powers and duties of trustee; disposal; report; accounting; construction of section; supplementation by court rule.

600.3175 Discharge of mortgage on real property, land contract or tax lien; action; evidence of payment; lapse of 15 years; judgment.

600.3180 Actions equitable in nature.

600.3185 Mortgage foreclosure; defendant as service member or deployed in overseas service; actions by court; mortgage and land contract entered into before effective date of act; definitions.

Chapter 32
FORECLOSURE OF MORTGAGES BY ADVERTISEMENT

600.3201 Foreclosure by advertisement of mortgage containing power of sale; exception.

Constitutionality: <Paragraph><P>Plaintiff's claim of unconstitutionality for MCL 600.3201 et seq. failed for lack of the existence of state action. <Emph EmphType="underscore">Cramer</Emph> v <Emph EmphType="underscore">Metropolitan Savings and Loan Association</Emph>, 401 Mich 252; 258 NW2d 20 (1977).</P></Paragraph>

600.3204 Foreclosure by advertisement; circumstances; installments as separate and independent mortgage; redemption; chain of title.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 301 of 2011 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Sections 3204(4), 3205, and 3212 of the revised judicature act of 1961, 1961 PA 236, MCL 600.3204, 600.3205, and 600.3212, as amended by this amendatory act, and section 3278 of the revised judicature act of 1961, 1961 PA 236, as added by this amendatory act, apply to foreclosure proceedings in which the first notice under section 3205a of the revised judicature act of 1961, 1961 PA 236, MCL 600.3205a, is mailed to the mortgagor on or after February 1, 2012."</P></Paragraph>

600.3205 Repealed. 2014, Act 125, Eff. June 19, 2014.

Compiler's Notes: <Paragraph><P>The repealed section pertained to designation of individual to serve as contact.</P></Paragraph>

600.3205a-600.3205d Repealed. 2012, Act 521, Eff. June 30, 2013.

Compiler's Notes: <Paragraph><P>The repealed sections pertained to requirements for notice of foreclosure, loan modification program and process, and development of housing counselor list.</P></Paragraph>

600.3205e Repealed. 2014, Act 125, Eff. June 19, 2014.

Compiler's Notes: <Paragraph><P>The repealed section pertained to applicability and repeal of MCL 600.3205a to 600.3205d.</P></Paragraph>

600.3206 Repealed. 2014, Act 125, Eff. June 19, 2014.

Compiler's Notes: <Paragraph><P>The repealed section pertained to loss mitigation procedures occurring before mortgage foreclosure.</P></Paragraph>

</P></Paragraph>

600.3208 Notice of foreclosure; publication; posting.

600.3212 Notice of foreclosure by advertisement; contents.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 301 of 2011 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Sections 3204(4), 3205, and 3212 of the revised judicature act of 1961, 1961 PA 236, MCL 600.3204, 600.3205, and 600.3212, as amended by this amendatory act, and section 3278 of the revised judicature act of 1961, 1961 PA 236, as added by this amendatory act, apply to foreclosure proceedings in which the first notice under section 3205a of the revised judicature act of 1961, 1961 PA 236, MCL 600.3205a, is mailed to the mortgagor on or after February 1, 2012."</P></Paragraph>

600.3216 Sale; time and place.

600.3220 Sale; adjournment; notice; posting; publication.

600.3224 Sale of distinct parcels.

600.3228 Sale; purchase by mortgagee or assigns.

600.3232 Deed of sale; endorsement; deposit with register; recording; entry upon redemption.

600.3236 Deed of sale; effect upon failure to redeem; prior liens.

600.3237 Interior inspection during redemption period; notice; contents; methods for achieving actual notice.

600.3238 Interior and exterior inspection of property; notice; commencement of summary proceedings by purchaser for possession of property; judgment; "damage" defined.

600.3240 Redemption of premises; payment; amount; redemption of senior lien; defenses; recordation; redemption periods; amount stated in recorded affidavit; county having population of more than 750,000 and less than 1,500,000; limitation on amount charged by register of deeds; use of property for agricultural purposes; presumption.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 303 of 2011 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. This amendatory act applies to property sold at a foreclosure sale held under section 3216 of the revised judicature act of 1961, 1961 PA 236, MCL 600.3216, on or after February 1, 2012."</P></Paragraph>

600.3241 Abandonment of premises; presumption.

600.3241a Abandonment of premises; residential property not exceeding 4 units; presumption.

600.3244 Redemption; destruction of deed; record.

600.3248 Redemption; refusal to certify payment; civil liability.

600.3252 Disposition of surplus money.

600.3256 Affidavits to perpetuate evidence of sale; endorsement or annexation to one instrument.

600.3260 Affidavits to perpetuate evidence of sale; persons to take.

600.3264 Affidavits to perpetuate evidence of sale; record; evidence.

600.3268 Marginal notes to record of mortgages.

600.3272 Repealed. 2004, Act 538, Eff. Mar. 30, 2005.

Compiler's Notes: <Paragraph><P>The repealed section pertained to notice to purchase of entire bid payment.</P></Paragraph>

600.3276 Posting of notices; mortgagee's right of entry.

600.3278 Physical injury to property; liability; intent to move from property; damages; joinder with action for possession of premises.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 301 of 2011 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Sections 3204(4), 3205, and 3212 of the revised judicature act of 1961, 1961 PA 236, MCL 600.3204, 600.3205, and 600.3212, as amended by this amendatory act, and section 3278 of the revised judicature act of 1961, 1961 PA 236, as added by this amendatory act, apply to foreclosure proceedings in which the first notice under section 3205a of the revised judicature act of 1961, 1961 PA 236, MCL 600.3205a, is mailed to the mortgagor on or after February 1, 2012."</P></Paragraph>

600.3280 Foreclosure by advertisement; deficiency; defenses.

600.3285 Validity of foreclosure; violation of subsection (2); penalty; filing of action by attorney general; applicability of section to mortgage entered into before effective date of act; definitions.

Chapter 33 PARTITION

600.3301 Partition of lands; jurisdiction of circuit court; actions equitable in nature.

600.3304 Partition of lands; joint tenants; tenants in common; applicability of chapter 34.

600.3308 Partition of lands; estate in possession; inapplicable to reversions or remainders.

600.3312 Mineral rights.

600.3316 Undivided interest in estate in possession or in expectancy deemed fee simple.

600.3320 Guardian; authority to agree to division; report; infants; infant as married woman; delivery of guardianship property to probate court guardian; discharge of circuit court guardian.

600.3324 Lands held in trust; parties; division among heirs or devisees.

600.3328 Partition against state; service of papers; appearance.

600.3332 Indivisible premises; division of part of premises; minimum price.

600.3336 Owelty; adjustment of equities.

600.3340 Sales under partition; settlement of value of inchoate, contingent, or vested rights.

600.3344 Release of interest by married woman; payment from proceeds of sale; effect on rights.

600.3348 Receiver; appointment; protection from waste, trespass, or injury.

600.3352 Claims barred by statute of limitations; acquiescence.

600.3356 Creditor with lien; transfer; impairment.

600.3360 Division of property among cestuis que trust in lieu of sale; authority from court.

600.3364 Division of property among cestuis que trust in lieu of sale; procedure when all parties do not consent.

600.3368 Division of property among cestuis que trust in lieu of sale; procedure when all parties consent.

600.3372 Division of property among cestuis que trust in lieu of sale; consent of guardian of minor, insane, or incompetent person.

Chapter 34
PARTITION OF HEIRS PROPERTY

600.3401 Short title of chapter.

600.3402 Definitions.

600.3403 Application of chapter; relation to chapter 33.

600.3404 Actions to partition real property; complaint; method of service; notice by publication.

600.3405 Appointed commissioners; chapter 33; prohibition to be party or participate in action to partition.

600.3406 Heirs property; determination of fair market value; method of evaluation; notice; hearing.

600.3407 Partition by sale; cotenant buyout; notice; rules; hearing.

600.3408 Unpurchased interests; partition alternatives; dismissal of action.

600.3409 Considerations for partition in kind.

600.3410 Open-market sale of heirs property; compliance with reporting requirements; failure to obtain offer to purchase; hearing; sealed bids or auction.

600.3411 Report of open-market sale.

600.3412 Uniformity of application and construction.

600.3413 Effect of federal law

Chapter 35
THE VOLUNTARY DISSOLUTION AND WINDING UP OF CORPORATIONS

600.3501 Voluntary dissolution of corporations; actions equitable in nature; stockholders and creditors as parties defendant; hearing.

600.3505 Voluntary dissolution of corporations; dissolution; receiver; temporary receiver.

600.3510 Receiver; bond; powers; duties; administration of estate; common law assignments.

600.3515 Sales, transfers, and levies subsequent to application for dissolution; validity.

600.3520 Repealed. 2002, Act 433, Imd. Eff. June 10, 2002.

Compiler's Notes: <Paragraph><P>The repealed section pertained to corporations with expired charters.</P></Paragraph>

600.3525 Chapter inapplicable to library; lyceums; religious corporation; academy; select school; burying ground corporations.

Chapter 36
PROCEEDINGS AGAINST CORPORATIONS

600.3601 Restraint of unauthorized exercise of corporate rights, privileges, or franchises; injunction before answer; continuance.

600.3605 Circuit courts; power; jurisdiction; plaintiffs; visitorial powers vested in corporate body or public officer.

600.3610 Sequestration of corporate property; distribution of assets upon final judgment.

600.3615 Repealed. 2002, Act 433, Imd. Eff. June 10, 2002.

Compiler's Notes: <Paragraph><P>The repealed section pertained to corporations insolvent for one year.</P></Paragraph>

600.3620 Creditor's bill against directors or stockholders; jurisdiction of circuit court; accounts; receivers; determination of liability; distribution of property.

600.3625 Debt; enforcement of payment; stock subscriptions; determination of liability.

600.3630 Discovery of corporate assets; answer by officer, agent, or stockholder; answers and examinations of witnesses; use of evidence.

600.3635 Injunction against other proceedings by creditors; notice to creditors to exhibit claims; failure to exhibit claims and become parties.

600.3640 Inapplicability of chapter; library; lyceum; religious corporation; academy; select school; burying ground corporation; insurance or fraternal benefit association.

600.3645 Actions equitable in nature.

Chapter 38 PUBLIC NUISANCES

600.3801 Nuisance; injunction; abatement; guilt; "controlled substance" defined.

600.3805 Action to abate; parties.

600.3810 Owner; definition; authority of court; closing of premises; vehicle, boat, or aircraft; party defendant; service of summons and complaint; opportunity to be heard.

600.3815 Admissible evidence; unnecessary proof; judgment and order; abatement of nuisance by forfeiture or sale.

600.3820 Contempt; punishment; procedure; bail.

600.3825 Order of abatement; execution of court order; duties of officer; use of building or place ordered closed; contempt; determination of amount due victim.

600.3830 Removal and sale of property; fees; closing of building; loss of property exemptions; liability of officers.

600.3835 Proceeds from sale of personal property; application.

600.3840 Delivery of premises to owner; conditions; bond; abatement; liability of sureties; appeal; stay of order of abatement.

600.3841 Report by agency of seizure and forfeiture activities under chapter; audit; "reporting agency" defined.

Chapter 40
ATTACHMENT AND GARNISHMENT

600.4001 Attachment; ex parte application; service of writ; jurisdiction.

Compiler's Notes: <Paragraph><P>Section 3 of Act 371 of 1974 provides: "The provisions of this act shall apply to all actions pending or commenced on or after the effective date of this act."</P></Paragraph>

600.4011 Garnishment; property or obligation applicable to satisfaction of claim; jurisdiction; state and governmental units as garnishees; ex parte application for writ of garnishment; service; conditions to commencement of garnishment proceeding; immunity of sheriff or other public officer; fee; conveyance of money or property.

Compiler's Notes: <Paragraph><P>Section 3 of Act 371 of 1974 provides: "The provisions of this act shall apply to all actions pending or commenced on or after the effective date of this act."</P></Paragraph>

600.4012 Garnishment of periodic payments; duration; priority; service; duties of plaintiff; entry of default; request for default judgment; duties of court; recovery of amount by garnishee; fee; inapplicability; "periodic payments" defined.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 14 of 2015 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. This amendatory act applies to a writ of garnishment issued after September 30, 2015."</P></Paragraph>

600.4015 Actions as cause of discipline or discharge of principal defendant from employment; reinstatement; civil action.

Compiler's Notes: <Paragraph><P>Section 3 of Act 371 of 1974 provides: "The provisions of this act shall apply to all actions pending or commenced on or after the effective date of this act."</P></Paragraph>

600.4021 Attachment; venue.

Compiler's Notes: <Paragraph><P>Section 3 of Act 371 of 1974 provides: "The provisions of this act shall apply to all actions pending or commenced on or after the effective date of this act."</P></Paragraph>

600.4025 Venue; garnishment.

600.4027 Writ of garnishment; filing; additional garnishee defendants; actions.

600.4031 Exemptions; attachment and garnishment; partial exemptions.

600.4035 Attachment; effect; personalty; realty.

600.4041 Attachment on realty; discharge.

600.4045 Attachment or garnishment; dissolution by bond.

600.4051 False answer by garnishee or agent; civil liability.

600.4061 Garnishment against state; employees designated to receive process; procedures.

600.4061a Interception of state tax refund or credit.

600.4065 Evidence in criminal proceedings; disclosure.

Chapter 43 HABEAS CORPUS

600.4301 Habeas corpus; provisions of chapter; applicability.

600.4304 Habeas corpus; power to issue writ.

600.4307 Habeas corpus; right to bring action.

600.4310 Habeas corpus; persons not entitled to writ.

600.4313 Habeas corpus; refusal to consider; malfeasance of judge.

600.4316 Habeas corpus; granting of writ.

600.4319 Habeas corpus; custody of child.

600.4322 Habeas corpus; "prisoner" defined.

600.4325 Habeas corpus; person served; duty to bring body of prisoner.

600.4328 Habeas corpus; sickness or infirmity of prisoner.

600.4331 Habeas corpus; refusal or neglect to obey; arrest; close custody; proceeding against sheriff; prisoner to be brought before court; power of county.

600.4334 Arrest in support of writ.

600.4337 Warrant for prisoner in lieu of habeas corpus; issuance.

600.4340 Arrest of person having custody of prisoner; warrant.

600.4343 Arrest of person having custody of prisoner; execution of warrant.

600.4346 Arrest of person having custody of prisoner; procedure.

600.4349 Custody of prisoner.

600.4352 Discharge of prisoner; enforcement of order; obedience by sheriff or other custodian.

600.4355 Remanding of prisoner.

600.4358 Discharge of prisoner in civil cases.

600.4361 Remanding or commitment of prisoner.

600.4364 Recommitment of prisoner; causes.

600.4367 Recommitment of prisoner; violation of section; penalty.

600.4370 Concealment of prisoner; misdemeanor.

600.4373 Concealment of prisoner; aiding; misdemeanor.

600.4376 Concealment of prisoner; misdemeanor; penalty.

600.4379 Refusal to deliver copy of authority for detention of prisoner; time; civil liability.

600.4385 Habeas corpus for witness; issuance; transfer of prisoner.

600.4387 Habeas corpus; liability of officer for disobedience to writ.

Chapter 44 MANDAMUS

600.4401 Action for mandamus against state officer; commencement; rule for joinder of claims or consolidation of actions; rule for referral of action to circuit court.

Compiler's Notes: <Paragraph><P>Section 2 of Act 317 of 1976 provides: "As provided by the rule of the supreme court, this amendatory act may apply to actions pending on January 1, 1977."</P></Paragraph>

600.4411 Mandamus; violation; penalty.

600.4421 Mandamus; payment of fine; bar to action.

600.4431 Mandamus; damages; costs; public officer.

Chapter 45
QUO WARRANTO

600.4501 Quo warranto; attorney general; private party; exception.

600.4505 Usurpation of office; determination; judgment for relator; proceedings.

600.4511 Usurpation of office; damages.

600.4515 Usurpation of office; ouster; costs; fine.

600.4521 Judgment against corporation; dissolution; fine.

600.4525 Judgment against corporation; collection of fine and costs.

600.4531 Judgment against corporation; restraint; receiver; accounting; distribution of assets; duty of attorney general.

600.4535 Judgment; filing of record of judgment; notice; publication.

600.4541 Forfeited property; recovery by attorney general.

600.4545 Election fraud or error; circuit court; time for filing action; plaintiffs; defendant; procedure.

Chapter 47

600.4701 Definitions.

600.4702 Property subject to seizure and forfeiture; exception; encumbrances; substituted proceeds of crime.

600.4703 Order of seizure; seizure without process; order authorizing filing of lien notice; return of property to victim; property in custody of seizing agency; powers of seizing agency; disposition of seized money; title to property subject to forfeiture.

600.4703a Seizure of computer or computer information storage device; copy provided to court; retention as confidential record; "computer" and "computer storage device" defined.

600.4704 Notice generally.

600.4705 Motion to return property or discharge lien; grounds; hearing; burden of proof; order; filing lien against vehicle and returning vehicle to owner; admissibility of testimony in criminal prosecution.

600.4706 Return of personal property to owner; discharge of lien against real property or motor vehicle; time limitation.

Compiler's Notes: <Paragraph><P>In subsection (2), the reference to "section (1)(a)" evidently should be a reference to "subsection (1)(a)."
</P></Paragraph>

600.4706a Notice that property returned or lien discharged.

600.4707 Notice of seizure of property or filing of lien and intent to begin forfeiture and disposal proceedings; time limitation; filing claim; civil action for forfeiture; burden of proof.

600.4708 Sale of property; disposition of proceeds or other things of value; priority; appointment, compensation, and authority of receiver.

600.4709 Jurisdiction.

600.4710 Report by agency of seizure and forfeiture activities under uniform forfeiture reporting act; audit; "reporting agency" defined.

Chapter 48
COLLECTION OF PENALTIES, FINES, AND FORFEITED RECOGNIZANCES

600.4801 Definitions.

600.4803 Penalty, fee, or costs; failure to pay as subject to late penalty; waiver; disposition of late penalty; "funding unit" defined.

600.4805 Penalty; recovery.

600.4811 Penalty; amount not specified, action.

600.4815 Fines and costs; execution.

600.4821 Execution on forfeited recognizance; redemption of real estate.

600.4825 Penalty; township officers; notice to prosecuting attorney.

600.4831 Penalty; prosecution by prosecuting attorney.

600.4835 Penalty; remission by circuit court.

600.4841 Collections; payment to county treasurer.

600.4845 Moneys from fines and penalties; duties of county treasurer.

600.4851 County law library fund; maximum sums credited from library fund; payment upon order of circuit judge or presiding judge; annual report.

Chapter 49

600.4901 Panel defined.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.</P></Paragraph>

600.4903 Mediation of action alleging medical malpractice; time for referring action to mediation; hearing by mediation panel.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4905 Mediation panel; selection and qualifications of members; judge as member; grounds for disqualification as mediator.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4907 Mediation clerk; designation; setting time and place for mediation hearing; notice; adjournments.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4909 Mediation fee.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph>

<Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€œ</P></Paragraph>

600.4911 Submission of documents and brief or summary to mediation clerk; penalty for failure to submit materials.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€œ</P></Paragraph>

600.4913 Right of party to attend mediation hearing; personal appearance to demonstrate unusual conditions; testimony prohibited; rules of evidence inapplicable; factual information; limitation on oral presentation; requests and inquiries by panel; admissibility of statements, briefs, or summaries.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€œ</P></Paragraph>

600.4915 Evaluation by panel; notice; contents of evaluation; determination that action or defense is frivolous; posting cash or surety bond; payment of costs and attorney fees; separate awards; treating claims as single claim.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph>

<P>â€(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4917 Filing written acceptance or rejection of evaluation; failure to file as acceptance; disclosure of acceptance or rejection; notice; rules applicable in mediations involving multiple parties.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4919 Entry of judgment; action to proceed to trial upon rejection; placing copies of evaluation, acceptances, and rejections in sealed envelope; filing envelope with clerk of court; opening envelope; evaluation not exceeding jurisdictional limitation of district court.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4921 Payment of actual costs; adjustment of verdict; scope of actual costs; condition prohibiting award of costs.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4923 Delay of trial date scheduled in advance of date set for mediation hearing; applicability of section.

Compiler's Notes: Section 3 of Act 178 of 1986 provides: (1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986. (2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986. (3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986. (4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986. (5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987. (6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

Chapter 49A

600.4951 Mediation of civil action based on tort; exception; time for referring action to mediation; hearing.

Compiler's Notes: Section 3 of Act 178 of 1986 provides: (1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986. (2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986. (3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986. (4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986. (5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987. (6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.4953 Mediation panel; selection and qualifications of member; judge as member; grounds for disqualification as mediator.

Compiler's Notes: Section 3 of Act 178 of 1986 provides: (1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986. (2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986. (3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986. (4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986. (5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987. (6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.4955 Mediation clerk; designation; setting time and place for mediation hearing; notice; adjournments.

Compiler's Notes: Section 3 of Act 178 of 1986 provides: (1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action

arising before October 1, 1986.

(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.

(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.4957 Mediation fee.

Compiler's Notes: Section 3 of Act 178 of 1986 provides:

(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.

(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.

(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.4959 Submission of documents and brief or summary to mediation clerk; penalty for failure to submit materials.

Compiler's Notes: Section 3 of Act 178 of 1986 provides:

(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.

(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.

(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.4961 Right of party to attend mediation hearing; personal appearance to demonstrate unusual conditions; testimony prohibited; rules of evidence inapplicable; factual information; limitation on oral presentation; requests and inquiries by panel; admissibility of statements, briefs, or summaries.

Compiler's Notes: Section 3 of Act 178 of 1986 provides:

(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.

(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.

(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

<P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4963 Evaluation by panel; notice; indicating award not unanimous; determination that action or defense is frivolous; posting cash or surety bond; payment of costs and attorney fees; separate awards; treating claims as single claim.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4965 Filing written acceptance or rejection of evaluation; failure to file as rejection; disclosure of acceptance or rejection; notice; provisions applicable to mediations involving multiple parties.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph><Paragraph><P>In subsection (3)(c), the reference to â€œsection 4910â€ evidently should be to â€œsection 4969.â€</P></Paragraph>

600.4967 Entry of judgment; action to proceed to trial upon rejection; placing copies of evaluation, acceptances, and rejections in sealed envelope; filing envelope with clerk of court; opening envelope; evaluation not exceeding jurisdictional limitation of district court.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.4969 Payment of actual costs; adjustment of verdict; scope of actual costs; condition prohibiting award of costs.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

Chapter 50
ARBITRATIONS

600.5001 Repealed. 2012, Act 370, Eff. July 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to parties to an arbitration agreement, enforcement and rescission of agreements, and exceptions for labor contracts.</P></Paragraph>

600.5005 Repealed. 2012, Act 370, Eff. July 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to arbitration of claims to real estate.</P></Paragraph>

600.5011 Repealed. 2012, Act 370, Eff. July 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to revocation of arbitration agreements.</P></Paragraph>

600.5015 Repealed. 2012, Act 370, Eff. July 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to appointment of arbitrators.</P></Paragraph>

600.5021 Repealed. 2012, Act 370, Eff. July 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to conduct of arbitration.</P></Paragraph>

600.5025 Repealed. 2012, Act 370, Eff. July 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to enforcement of arbitration agreements and jurisdiction of circuit court.
</P></Paragraph>

600.5031 Repealed. 2012, Act 370, Eff. July 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to venue for arbitration agreements.</P></Paragraph>

600.5033 Repealed. 2012, Act 370, Eff. July 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to arbitration awards rendered in another state, and modifying, correcting, or refusing to confirm awards.</P></Paragraph>

600.5035 Repealed. 2012, Act 370, Eff. July 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to construction of chapter.</P></Paragraph>

Chapter 50A
HEALTH CARE ARBITRATION

600.5040-600.5065 Repealed. 1993, Act 78, Eff. Apr. 1, 1994.

Chapter 50B.
DOMESTIC RELATIONS ARBITRATION

600.5070 Scope of chapter.

600.5071 Stipulation to binding arbitration; agreement.

600.5072 Court order to participate in arbitration; conditions; domestic violence exclusion; waiver; child

abuse or neglect exclusion.

600.5073 Arbitrator; appointment; qualifications; immunity; list of qualified arbitrators.

600.5074 Arbitrator; powers and duties; sworn statement listing party's place of employment, sources of income, and assets and liabilities; release.

600.5075 Disqualification of arbitrator.

600.5076 Meeting with arbitrator; order to produce material information.

600.5077 Record of arbitration hearing.

600.5078 Award; error or omissions.

600.5079 Enforcement of arbitration award or order; filing judgment, order, or motion to settle judgment with circuit court; sanctions.

600.5080 Vacation or modification of award concerning child support, custody, or parenting time; standards and procedures regarding review of arbitration awards.

600.5081 Vacation or modification of arbitration award; application; grounds; rehearing; other standards and procedures relating to review of arbitration awards.

600.5082 Appeal.

Chapter 52
ASSIGNMENTS FOR THE BENEFIT OF CREDITORS

600.5201 Common law assignments for the benefit of creditors; requirements for validity; bond of assignee; filing; approval; attachment or execution on assigned property; acknowledgment; inventory.

600.5205 Property conveyed; general powers of assignee.

600.5211 Specific powers of assignee.

600.5215 Appraisal of property; sale; notice.

600.5221 Proof of claims; notice; filing; list of creditors.

600.5225 Proof of claims; contents; verification.

600.5231 Contest of claims; procedure, costs; filing fee.

600.5235 Set-off of mutual debts and credits.

600.5241 Circuit courts; jurisdiction; supervisory powers; specific powers; examination; assignor and others; assignee; orders; circuit court commissioner.

600.5245 Assignee; accounts; reports; completion of duties; extension of time; notice.

600.5251 Payment of claims; order; method; time.

600.5255 Compensation of assignee; application; notice to creditors.

600.5261 Civil action for enforcement of trust; grounds; appointment of receiver or assignee; summary examination; powers, duties, and compensation of receiver.

600.5265 Nature of proceedings.

Chapter 53
RECEIVERSHIP FOR WAGE EARNERS

600.5301 Assignment of future wages; notice to creditor and employer; exception.

600.5305 List of creditors; contents of petition.

600.5311 Exemptions.

600.5315 Exemptions by agreement; support of children.

600.5321 Distribution of balance.

600.5325 Clerk as agent of listed creditors; title to funds.

600.5331 Fixing amount of claim; disputed claim; costs; intervention.

600.5335 Payment of wages by employer.

600.5341 Garnishment; effect.

600.5345 Duration of assignment proceedings.

600.5351 Secured creditors.

600.5355 Notices; manner of giving; change of employment.

600.5361 Debts incurred after filing petition; not included.

600.5365 Statute of limitations tolled during pendency of proceedings.

600.5371 Court fees upon petition; defrayment of incidental expenses.

600.5375 Repealed. 1969, Act 209, Eff. Jan. 1, 1970.

Compiler's Notes: <Paragraph><P>The repealed section pertained to receivership for wage earners; cities to which applicable.</P></Paragraph>

Chapter 54
ASSIGNMENT OF ACCOUNTS RECEIVABLE

600.5401-600.5445 Repealed. 1962, Act 174, Eff. Jan. 1, 1964.

CHAPTER 54A.
BANKRUPTCY

600.5451 Bankruptcy; exemptions from property of estate; exception; exempt property sold, damaged, destroyed, or acquired for public use; amounts adjusted by state treasurer; definitions.

Chapter 55
PRISONER LITIGATION REFORM

600.5501 Civil action concerning prison conditions; jurisdiction.

600.5503 Exhaustion of administrative remedies; dismissal; appointment of counsel; prohibition.

600.5505 Applicability of MCL 600.2963; conditions for dismissal.

600.5507 Claim of indigency; limitations; exceptions; disclosure of previous civil actions and appeals; conditions for dismissal.

600.5509 Complaint; review by court; dismissal; reply; waiver; requirement; reasons for decision by court.

600.5511 Action for mental or emotional injury suffered while in custody; showing of physical injury; payment of damages to prisoner; satisfaction of outstanding restitution orders; notification to crime victims.

600.5513 Revocation of prisoner's good time or disciplinary credit; conditions.

600.5515 Participation of prisoner in pretrial or hearing proceedings.

600.5517 Prospective relief; conditions; limitation.

600.5519 Preliminary injunctive relief.

600.5521 Prospective relief; termination or modification.

600.5523 Immediate termination of prospective relief; court findings; limitations.

600.5525 Consent decree.

600.5527 Prospective relief; ruling on motion; automatic stay; postponement of stay for good cause; appeal.

600.5529 Repealed. 2018, Act 54, Eff. June 4, 2018.

Compiler's Notes: <Paragraph><P>The repealed section pertained to actions dismissed as frivolous.</P></Paragraph>

600.5531 Definitions.

Chapter 56
PROCEEDINGS TO RECOVER THE POSSESSION OF LAND IN CERTAIN CASES

600.5601-600.5679 Repealed. 1972, Act 120, Eff. July 1, 1972.

Chapter 57
SUMMARY PROCEEDINGS TO RECOVER POSSESSION OF PREMISES

600.5701 Definitions.

600.5704 Jurisdiction.

600.5706 Venue.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide: **Conditional effective date; action constituting exercise of option; effect of exercising option.**

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.5708 Rules.

600.5711 Entry.

600.5714 Summary proceedings to recover possession of premises; holding over by tenant or occupant of public housing or by tenant of mobile home park.

600.5716 Demand for possession or payment; form and contents.

600.5718 Demand for possession or payment; service; definitions.

600.5720 Judgment for possession of premises for alleged termination of tenancy; grounds for not entering; retaliatory termination of tenancy; presumptions; burden.

600.5726 Recovery of possession following forfeiture of executory contract for purchase of premises; accelerated indebtedness.

600.5728 Prerequisites to recovery of possession under MCL 600.5726; contents of notice of forfeiture.

600.5730 Service of notice of forfeiture.

600.5732 Powers of court having jurisdiction over summary proceedings.

600.5735 Summons; hearing.

600.5738 Jury trial.

600.5739 Joinder of claims and counterclaims for money judgment; separate disposition of claim for possession; damages for labor expended by either landlord or tenant.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 147 of 2006 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. This amendatory act applies to an action filed after the effective date of this amendatory act."</P></Paragraph>

600.5741 Entry and enforcement of judgment for possession; determination of amount due; award of costs.

600.5744 Issuance of writ of restitution; conditions; foreclosure of equitable right of redemption.

600.5747 Judgment for defendant for costs.

600.5750 Summary proceedings not exclusive of other remedies; merging or barring of claims; damages.

600.5753 Appeal.

600.5756 Filing fees; disposition.

600.5757 Fee for certain writs and for judgment debtor discovery subpoena.

600.5759 Costs.

Chapter 57a

600.5771 Definitions.

600.5773 Termination of tenancies in mobile home parks; jurisdiction; venue.

600.5775 “Just cause” required for termination of tenancy; “just cause” defined; change of rental payments or terms or conditions of tenancy.

Admin Rule: <Paragraph><P>R 325.3311 et seq. of the Michigan Administrative Code.</P></Paragraph>

600.5777 In-person conference with owner or operator of mobile home park.

600.5779 Payment of rent and other charges during pendency of action.

600.5781 Sale of mobile home on site; conditions.

600.5783 Judgment for possession; right of tenant to sell mobile home on site; conditions.

600.5785 Contested action to terminate tenancy; liquidated damages.

Chapter 58 LIMITATION OF ACTIONS

600.5801 Limitation on actions; time periods; defendant claiming title under deed, court-ordered sale, tax deed, or will; other cases.

600.5803 Foreclosure of mortgages.

600.5805 Injuries to persons or property; period of limitations; "adjudication," "criminal sexual conduct," and "dating relationship" defined.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.5807 Damages for breach of contract; specific performance; period of limitations; bond; deed; mortgage; surety bond; appeal bond; public obligations; other actions.

600.5809 Action to enforce noncontractual money obligations; limitations.

600.5811 Common carriers; charges and overcharges; definitions.

600.5813 Other personal actions.

600.5815 Scope of limitations; legal and equitable; laches.

600.5821 Recovery of land or public ground; period of limitations; personal actions; maintenance, care, and treatment of persons in state institutions.

600.5823 Counterclaims.

600.5825 Effect of limits running in favor of some joint obligors but not all.

600.5827 Accrual of claim.

600.5829 Accrual of claim; right of entry or recovery of possession of land.

600.5831 Accrual of claim; mutual and open account current.

600.5833 Accrual of claim; breach of warranty of quality or fitness.

600.5834 Accrual of claim; common carriers; charges; overcharges.

600.5835 Accrual of claim; life insurance; presumption of death.

600.5836 Accrual of claim; installment contracts.

600.5837 Accrual of claim; alimony.

600.5838 Claim based on malpractice; accrual; commencement of action; burden of proof; limitations.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>“1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>“2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>“3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of

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(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.5838a Claim based on medical malpractice; accrual; definitions; commencement of action; burden of proof; applicability of subsection (2); limitations.

Compiler's Notes: Section 3 of Act 178 of 1986 provides:

(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.

(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.

(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.5838b Action for legal malpractice; commencement; limitation; definitions.

600.5839 Period of limitations on actions against licensed architect, professional engineer, contractor, or licensed professional surveyor; definitions; applicability.

Constitutionality: In *O'Brien v Hazelet & Erdal*, 410 Mich 1; 299 NW2d 336 (1980), the Michigan supreme court held that this statute does not violate constitutional precepts of due process and equal protection.

600.5841 Accrual of claim; to person other than person bringing action.

600.5843 Accrual of claim; regaining possession of land; subsequent loss; effect.

600.5851 Disabilities of infancy or insanity; tacking of successive disabilities prohibited; year of grace; removing disability of infancy; claim alleging medical malpractice accruing to person 8 years old or less or 13 years old or less; disability of imprisonment; release from imprisonment defined.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.5851a Court action by minor victim of female genital mutilation; recovery of damages; limitation; "female genital mutilation" defined.

600.5851b Court action by minor victim of criminal sexual conduct; exception to period of limitations; right to bring action under MCL 600.5851; "adjudication" and "criminal sexual conduct" defined.

600.5852 Death before period of limitations has run or within 30 days thereafter; commencement of action; death or legal incapacitation of personal representative; limitation on commencement of action.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 609 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Sections 2912e, 5852, and 6013 of the revised judiciary act of 1961, 1961 PA 236, MCL 600.2912e, 600.5852, and 600.6013, as amended by this amendatory act apply only to actions in which the cause of action arose on or after the effective date of this amendatory act."</P></Paragraph>

600.5853 Absence from state.

600.5854 War; inability to prosecute; period of limitation.

600.5855 Fraudulent concealment of claim or identity of person liable; discovery.

600.5856 Tolling of statute of limitations or repose.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 87 of 2004 provides:</P></Paragraph><Paragraph><P>“Enacting section 1. (1) Except as provided in subsection (2), this amendatory act applies to civil actions filed on or after the effective date of this amendatory act.</P></Paragraph><Paragraph><P>“(2) This amendatory act does not apply to a cause of action if the statute of limitations or repose for that cause of action has expired before the effective date of this amendatory act.”</P></Paragraph>

600.5861 Cause of action accruing without state; limitation on commencement of action.

600.5865 Endorsement or memorandum of payment; evidence.

600.5866 Revival of barred claim; written acknowledgment of obligor.

600.5867 Presumption as to possession of land; exception.

600.5868 Entry and possession.

600.5869 Rights governed by law under which right accrued.

Chapter 60 ENFORCEMENT OF JUDGMENTS

600.6001 Persons to whom execution issued.

600.6002 Execution; indorsement; date; return; death or incapacity of officer serving execution; certificate; jurisdiction as to joint or joint and several obligors.

600.6003 Execution on transcript of judgment by district, municipal, or common pleas court.

600.6004 Execution against realty; contents.

600.6005 Successive or alias executions; several executions.

600.6006 Execution; new.

600.6007 Execution; precedence.

600.6008 Execution; set-off; balance on appeal.

600.6009 Execution; officer's security; recovery of expense.

600.6010 Execution; return; misconduct of officer; civil liability.

600.6011 Effect of order to stay proceedings on execution.

600.6012 Execution; property bound from time of levy.

600.6013 Interest on money judgment.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>“1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>“2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>“3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of

Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph><Paragraph><P>Enacting section 1 of Act 609 of 2012 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Sections 2912e, 5852, and 6013 of the revised judiciary act of 1961, 1961 PA 236, MCL 600.2912e, 600.5852, and 600.6013, as amended by this amendatory act apply only to actions in which the cause of action arose on or after the effective date of this amendatory act."</P></Paragraph>

600.6017 Execution; personalty.

600.6018 Execution; realty.

600.6021 Judgments; nonissuance of execution.

600.6022 Persons whose property is exempt.

600.6023 Property exempt from levy and sale under execution; lien excluded from exemption; homestead exemption; rents and profits.

600.6023a Property held jointly by husband and wife; exemption under judgment entered against 1 spouse.

600.6024 Exemptions from sale on execution; taxation; exception; purchase money mortgage sale; effect of sale of property.

600.6025 Execution; exemptions; inventory; appraisal; expenses.

600.6026 Selection from inventory; selection of homestead; survey; sale of property levied upon; deed.

600.6027 Homestead valued at more than \$3,500; procedure.

600.6031 Execution sale; notice.

600.6032 Execution sale; personalty.

600.6033 Execution; property partially exempt; bond.

600.6034 Execution; property subject to chattel mortgage.

600.6035 Levy on perishable property; sale; order of court; notice.

600.6036 Execution; growing grain or unharvested crops.

600.6037 Execution; corporate shares; seizure by officer; furnishing certificates of shares held by defendant; writ; record of transfer; restraint on transfer; dividends after levy.

600.6038 Execution; franchise of corporation authorized to receive toll; notice; adjournment; person deemed highest bidder; rights of purchaser; transfer; injury to franchise; recovery of penalties; powers, duties, and liabilities; redemption.

600.6041 Execution; fees and charges of sale.

600.6042 Postponement of sale; public declaration; notice.

600.6043 Execution; where more than one levy.

600.6044 Execution; surplus; disposition.

600.6045 Execution; refusal of highest bidder to take property; effect.

600.6046 Execution; officer not to purchase or be interested.

600.6047 Payment by debtor of judgment debtor.

600.6051 Execution against real estate; effect; notice; invalid after 5 years.

600.6052 Notice of time and place of sale.

600.6053 Execution; time, place, adjournment.

600.6054 Execution; irregular sale; taking down or defacement of notice; liability; irregularities not to invalidate.

600.6055 Execution; certificates, contents; filing; disposition; recording; use as evidence.

600.6056 Separate exposure of lots, tracts, or parcels for sale; sale of undivided interest.

600.6057 Execution; leasehold interest; rights of purchaser; conveyance; deposit; recording; filing notice of levy; effect; payment of rent.

600.6058 Repealed. 2004, Act 538, Eff. Mar. 30, 2005.

Compiler's Notes: <Paragraph><P>The repealed section pertained to vendor interest in land contract and disposition of payments.</P></Paragraph>

600.6059 Execution; homestead; sale in case surplus not paid.

600.6060 Execution; not made on equity of redemption on certain judgment; endorsement on execution; direction to officer.

600.6061 Execution; rights of purchaser.

600.6062 Redemption of real estate; time; persons entitled to make; effect on sale and certificate; amount stated in recorded affidavit.

600.6063 Acquisition by creditor of interest vested in original purchaser by sale; terms.

600.6064 Acquisition by creditor of interest vested in original purchaser by sale; purchase by other creditors; acquisition by original purchaser, execution plaintiff, or mortgagee.

600.6065 Acquisition of interest of original purchaser; evidence of right of creditor to purchase.

600.6066 Acquisition of interest of original purchaser; transfer of title; automation fund.

600.6067 Right to deed; assignments.

600.6068 Vesting of title; action for injury to realty by grantee in deed; action for waste, injury, or removal of realty or fixtures for benefit of person acquiring rights.

600.6069 Conveyance of premises; time; effect; executor, administrator, or person equitably entitled; real estate held in trust.

600.6070 Redemption; discharge of levy, judgment, or mortgage; fee.

600.6071 Contribution among several judgment debtors; order of contribution; enforcement; lien of original judgment; affidavit; recording.

600.6072 Eviction of purchaser; recovery of purchase price; further execution for benefit of purchaser; validity of original judgment.

600.6075 Civil arrest; grounds.

600.6076 Civil arrest; prerequisite.

600.6077 Warrant to arrest judgment debtor.

600.6078 Hearing; detention of judgment debtor.

600.6079 Civil arrest; discharge.

600.6080 Civil arrest; bail.

600.6081 Civil arrest; bail; bond; forfeiture; release.

600.6082 Imprisonment; segregation from criminals; payment of board.

600.6083 Imprisonment; sheriff's liability for escape.

600.6084 Imprisonment; discharge; effect.

600.6085 Removal or concealment of property to avoid execution; misdemeanor.

600.6086 Transfer of property by judgment debtor after commitment; validity.

600.6091 Sale of real estate pursuant to judgment; notice; procedure; fees.

600.6092 Judgment against absent, concealed, or nonresident defendant; sequestration of realty or personalty; delivery of possession of property; satisfaction out of estate and effects sequestered.

600.6093 Recovery of judgment against township, village, city, or county.

600.6094 Recovery of judgment for damages against school district or intermediate school district.

600.6094a Judgment under MCL 600.6093 or 600.6094; limitation.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 15 of 2016 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. This amendatory act applies retroactively to all judgments entered after May 6, 2015."</P></Paragraph>

600.6095 Collection of judgment; against state institution.

600.6096 Judgment or claim against department; payment from unencumbered appropriation; identifying information; application of amount to certain liabilities; order of priority; disclosure; definitions.

Compiler's Notes: <Paragraph><P>Former MCL 600.6096, which pertained to township judgment bonds, was repealed by Act 393 of 1984, Imd Eff. Dec. 28, 1984.</P></Paragraph>

600.6097 Judgment against municipality; issuance of certificates of indebtedness or bonds to pay judgment; amount; interest; sale; duration; bonds not subject to MCL 117.5; "municipality" defined.

600.6098 Review of verdict in action alleging medical malpractice or personal injury action; duties of judge; reinstatement of original verdict; affirming orders and judgments granting additur or remittitur.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

Chapter 61
PROCEEDINGS SUPPLEMENTARY TO JUDGMENT

600.6101 Proceedings supplementary to judgment.

600.6104 Powers of judge after rendition of judgment for money.

600.6107 Installment payments from income; reasonable value of services to relative; earning ability; modification of order; moneys awarded in matrimonial action; statute of limitations.

600.6110 Subpoena requiring appearance of judgment debtor or person having money or property of judgment debtor; affidavit; examination; adjournment; immunity.

600.6113 Special proceedings; hearings; attendance, mileage, and expenses of judgment debtor.

600.6116 Transfer of debtor's property; duration of restraint.

600.6119 Transfer of property by third party; prohibition; violation; contempt; liability; transfer of property apparently belonging to others; duration of restraint.

600.6122 Transfer of property by third party; rights of judgment creditor; negotiable instruments.

600.6125 Injunction; vacation; bond.

600.6128 Trying title to debt or property; third party claimant; jury.

600.6131 Prima facie case; burden of proof; proceedings before sale on execution; transfer of property within 1 year prior to commencement of action.

600.6134 Fraudulent transfers.

600.6137 Payment by debtor of judgment debtor.

600.6140 Orders affecting alienability of land; recording.

600.6143 Scope of chapter.

Chapter 62
INSTALLMENT JUDGMENTS

600.6201 Order permitting payment of judgment in installments; showing.

600.6205 Payment of judgment in installments; notice; petition; affidavit; garnishment.

600.6211 Judgment; payment by installments; service of notice; hearing; garnishment.

600.6215 Cross-examination; order to pay; stay of garnishment.

600.6221 Altering amounts and times of installment payments.

600.6225 Force and effect of agreement for payment of judgment in installments.

600.6231 Garnishment without order prohibited and void; notice of order.

600.6235 Judgment; payment by installments; statute of limitations.

600.6241 Execution of powers and duties.

600.6245 Judgment; payment by installments; collection of judgment; other methods.

600.6251 Judgment; payment by installments; record; affidavit for transcript; contents.

Chapter 63

600.6301 Definitions.

Compiler's Notes: Section 3 of Act 178 of 1986 provides: (1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986. (2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986. (3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986. (4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986. (5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987. (6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.6303 Payment of plaintiff's expense or loss by collateral source; notice to contractual lien holder; failure to exercise right of subrogation; contracts to which subsection (3) applicable; collateral source defined; benefits from collateral source as payable or receivable.

Compiler's Notes: Section 3 of Act 178 of 1986 provides: (1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986. (2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986. (3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986. (4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986. (5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987. (6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.6304 Personal injury action involving fault of more than 1 party to action; instructing jury to answer special interrogatories; findings of court; determining percentages of fault; determining award of damages; release from liability; amount of damages; reducing award of damages; reallocation of uncollectible amount; liability of governmental agency; fault defined.

Compiler's Notes: Section 3 of Act 178 of 1986 provides: (1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986. (2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986. (3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986. (4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986. (5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987. (6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.6305 Verdict or judgment; specific findings; basis of calculation of future damages.

Compiler's Notes: Section 3 of Act 178 of 1986 provides: (1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986. (2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986. (3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of

Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

600.6306 Entering order of judgment; order; judgment amounts; "gross present cash value" defined; reduced judgment amount.

Compiler's Notes: Section 3 of Act 178 of 1986 provides:

(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.

(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.

(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

Enacting section 1 of Act 608 of 2012 provides:

Enacting section 1. Sections 1483, 2959, 6306, and 6307 of the revised judicature act of 1961, 1961 PA 236, MCL 600.1483, 600.2959, 600.6306, and 600.6307, as amended by this amendatory act and section 6306a of the revised judicature act of 1961, 1961 PA 236, MCL 600.6306a, as added by this amendatory act apply only to actions in which the cause of action arose on or after the effective date of this amendatory act.

600.6306a Verdict in favor of plaintiff in medical malpractice action; order of judgment; amounts; percentage of fault; reduced judgment amount; joint and severable liability; "gross present cash value" defined.

Compiler's Notes: Enacting section 1 of Act 608 of 2012 provides:

Enacting section 1. Sections 1483, 2959, 6306, and 6307 of the revised judicature act of 1961, 1961 PA 236, MCL 600.1483, 600.2959, 600.6306, and 600.6307, as amended by this amendatory act and section 6306a of the revised judicature act of 1961, 1961 PA 236, MCL 600.6306a, as added by this amendatory act apply only to actions in which the cause of action arose on or after the effective date of this amendatory act.

600.6307 Purchase of annuity contract.

Compiler's Notes: Section 3 of Act 178 of 1986 provides:

(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.

(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.

(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.

(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.

(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.

(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.

Enacting section 1 of Act 608 of 2012 provides:

Enacting section 1. Sections 1483, 2959, 6306, and 6307 of the revised judicature act of 1961, 1961 PA 236, MCL 600.1483, 600.2959, 600.6306, and 600.6307, as amended by this amendatory act and section 6306a of the revised judicature act of 1961, 1961 PA 236, MCL 600.6306a, as added by this amendatory act apply only to actions in which the cause of action arose on or after

the effective date of this amendatory act."</P></Paragraph>

600.6309 Plan for structured payment of future damages; determination as to future collectibility of annuity contract or qualified assignment; owner of annuity contract; making qualified assignment; effect of qualified assignment; recipients of structured payments guaranteed by annuity contract.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.6311 Certain provisions inapplicable to plaintiff 60 years of age or older.

Compiler's Notes: <Paragraph><P>Section 3 of Act 178 of 1986 provides:</P></Paragraph><Paragraph><P>â€œ(1) Sections 2925b, 5805, 5838, and 5851 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to causes of action arising before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(2) Sections 1483, 5838a, and 6304 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to causes of action arising on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(3) Sections 1629, 1653, 2169, 2591, 2912c, 2912d, 2912e, 6098, 6301, 6303, 6305, 6306, 6307, 6309, and 6311 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(4) Sections 1651 and 6013 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, shall not apply to cases filed before October 1, 1986.</P></Paragraph><Paragraph><P>â€œ(5) Chapter 49 of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed on or after January 1, 1987.</P></Paragraph><Paragraph><P>â€œ(6) Chapter 49a of Act No. 236 of the Public Acts of 1961, as added by this amendatory act, shall apply to cases filed in judicial circuits which are comprised of more than 1 county on or after July 1, 1990 and shall apply to cases filed in judicial circuits which are comprised of 1 county on or after October 1, 1988.â€</P></Paragraph>

600.6312 Joint and several liability.

Chapter 64
COURT OF CLAIMS

600.6401 Court of claims; short title.

600.6404 Court of claims; assignment; jurisdiction; pending matters; transfer; disability, disqualification, or inability of judge to attend to matter; death of judge; term; assignment of judge to serve remainder of term; selection of chief judge.

Compiler's Notes: <Paragraph><P>Sections 2 to 7 of Act 145 of 1974 provide:</P></Paragraph><Paragraph><P><Emph

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first district shall be elected for a term of 4 years.

Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for

a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.6407 Sessions; space and equipment.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

600.6410 Court of appeals clerk as clerk of court of claims; filing cause of action; assignment of judge by blind draw; copies of records, proceedings, and testimony; fees of clerk, reporter, or recorder; no charge to state; service of process.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the

Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judiciary act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.6413 Court of claims in court of appeals district.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as

amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

600.6416 Court of claims; representation of state by attorney general or assistants.

600.6419 Court of claims; exclusive jurisdiction; exceptions; claims less than \$1,000.00; powers and jurisdiction; counterclaims; res judicata; setoff, recoupment, or cross declaration; writs of execution or garnishment; judgment as final; no jurisdiction of claim for compensation under MCL 418.101 to 418.941 and MCL 419.101 to 419.104; jurisdiction of circuit court over certain actions and proceedings; "the state or any of its departments or officers" defined.

600.6419a Repealed. 2013, Act 164, Imd. Eff. Nov. 12, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to court of claims concurrent jurisdiction of any demand for equitable and declaratory relief ancillary to claim filed pursuant to MCL 600.605.</P></Paragraph>

600.6420 Delegation of authority for claim by state employee of \$500.00 or less; certification of loss or damage.

600.6421 Trial by jury; joinder of cases; court of claims' jurisdiction; subsection (4) inapplicable to matters transferred to court of claims.

Compiler's Notes: <Paragraph><P>Sections 2 to 7 of Act 145 of 1974 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">Effective date of changes.</Emph></P></Paragraph><Paragraph><P><Emph><EmphType="bold">Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.</Emph></P></Paragraph><Paragraph><P><Emph><EmphType="bold">Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.</P></Paragraph><Paragraph><P><Emph EmphType="bold">Nominating petitions.</Emph></P></Paragraph><Paragraph><P><Emph><EmphType="bold">Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.</P></Paragraph><Paragraph><P><Emph EmphType="bold">Nomination, election, and terms of candidates for new circuit judgeships.</Emph></P></Paragraph><Paragraph><P><Emph><EmphType="bold">Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.</P></Paragraph><Paragraph><P><Emph EmphType="bold">Terms of additional circuit judges.</Emph></P></Paragraph><Paragraph><P><Emph><EmphType="bold">Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.</P></Paragraph><Paragraph><P><Emph EmphType="bold">Terms of additional district judges in certain districts.</Emph></P></Paragraph><Paragraph><P><Emph><EmphType="bold">Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.</P></Paragraph>

600.6422 Court of claims; practice and procedure; fees.

600.6425 Court of claims; depositions.

600.6428 Court of claims; witnesses; power to compel attendance.

600.6431 Court of claims; notice of intention to file claim; requirements; time; verification; copies; applicability to claims for compensation under the wrongful imprisonment compensation act.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 42 of 2020 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Section 6431 of the revised judicature act of 1961, 1961 PA 236, MCL 600.6431, as amended by this amendatory act, applies retroactively to March 29, 2017."</P></Paragraph>

600.6434 Pleadings; verification and service of complaint; copies.

600.6437 Court of claims; judgment on stipulated facts.

600.6440 Court of claims; remedy in federal court as bar to jurisdiction.

600.6443 Court of claims; trial by court without jury; new trial.

600.6446 Appeals to court of appeals; procedure; notice of entry of final order or judgment; time for appeal as of right.

600.6449 Costs; security for costs on appeal.

600.6452 Court of claims; filing of claim; time; limitation of actions; right of attorney general to petition for administration of estate or appoint guardian of minor or disabled; applicability to claims for compensation under the wrongful imprisonment compensation act.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 44 of 2020 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Section 6452 of the revised judicature act of 1961, 1961 PA 236, MCL 600.6452, as amended by this amendatory act, applies retroactively to

600.6455 Interest rate on judgments; effect of settlement offer; rejection of offer.

600.6458 Court of claims; judgment against state; payment.

600.6461 Court of claims; clerk's report to legislature; state treasurer and budget director.

600.6464 Court of claims; judgment; discharge.

600.6467 Court of claims; state agencies to furnish information upon request.

600.6470 Court of claims; fraud in connection with claim; forfeiture.

600.6475 Court of claims; actions involving negligent operation of motor vehicles or aircraft; defense of governmental function.

Chapter 65
COURTS OF LIMITED JURISDICTION

600.6501 Chapter applicable to district court, municipal court, and common pleas court of Detroit; exception.

600.6502 Matters governed by statutes and supreme court rules; exception; references to justice courts or justices of the peace.

600.6511 Jurisdiction in civil actions at law against school districts.

600.6521 Jurisdiction over actions at law; one form of action.

600.6525 Municipal court; verdict in civil action.

600.6536 Appeal; payment of costs.

600.6537 Original jurisdiction over civil infraction actions.

Chapter 66
JURISDICTION, POWERS AND DUTIES OF JUSTICES OF THE PEACE

600.6601-600.6661 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 67
COMMENCEMENT OF ACTIONS AND SERVICE OF PROCESS IN JUSTICE COURT

600.6701-600.6755 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 68
ADJOURNMENTS AND THE TRANSFER OF CAUSES IN JUSTICE COURT

600.6801-600.6841 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 69
PLEADINGS IN JUSTICE COURT

600.6901-600.6953 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 70

TRIALS IN JUSTICE COURT

600.7001-600.7061 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 71
JUDGMENTS IN JUSTICE COURT

600.7101-600.7137 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 72
EXECUTIONS IN JUSTICE COURT

600.7201-600.7271 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 73
REPLEVIN IN JUSTICE COURT

600.7301-600.7379 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 74
ATTACHMENT IN JUSTICE COURT

600.7401-600.7447 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 75
GARNISHMENT IN JUSTICE COURT

600.7501-600.7585 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 76
FEES OF JUSTICES, JURORS, CONSTABLES AND WITNESSES

600.7601-600.7651 Repealed. 1970, Act 37, Imd. Eff. June 24, 1970; 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 77
APPEALS FROM JUSTICE COURT

600.7701 Appeal to circuit court.

600.7703-600.7741 Repealed. 1991, Act 144, Imd. Eff. Nov. 25, 1991.

Compiler's Notes: <Paragraph><P>The repealed sections pertained to appeals from justice court.</P></Paragraph>

Chapter 78
CONTEMPTS IN JUSTICE COURT

600.7801-600.7831 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

Chapter 79
GENERAL PROVISIONS AS TO JUSTICE COURTS

600.7901-600.7975 Repealed. 1974, Act 297, Eff. Apr. 1, 1975.

CHAPTER 80
THE BUSINESS COURT

600.8001 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to creation, purpose, location, staffing, and fund of cyber court.</P></Paragraph>

Popular Name: Cybercourt

600.8003 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to assignment of judges and designation of clerk.</P></Paragraph>

Popular Name: Cybercourt

600.8005 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to jurisdiction of cyber court.</P></Paragraph>

Popular Name: Cybercourt

600.8007 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to filing of complaint in cyber court.</P></Paragraph>

Popular Name: Cybercourt

600.8009 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to filing fee.</P></Paragraph>

Popular Name: Cybercourt

600.8011 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to transfer of action to circuit court.</P></Paragraph>

Popular Name: Cybercourt

600.8013 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained waiver of right to trial.</P></Paragraph>

Popular Name: Cybercourt

600.8015 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to electronic communication of matters heard in cyber court.</P>

</Paragraph>

Popular Name: Cybercourt

600.8017 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to subpoena of witness and production of records.</P></Paragraph>

Popular Name: Cybercourt

600.8019 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to action heard by judge without jury.</P></Paragraph>

Popular Name: Cybercourt

600.8021 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to appeal to court of appeals.</P></Paragraph>
Popular Name: Cybercourt

600.8023 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to alternative dispute resolution.</P></Paragraph>
Popular Name: Cybercourt

600.8025 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to report to legislature.</P></Paragraph>
Popular Name: Cybercourt

600.8027 Repealed. 2012, Act 333, Eff. Jan. 1, 2013.

Compiler's Notes: <Paragraph><P>The repealed section pertained to adoption of rules by supreme court.</P></Paragraph>
Popular Name: Cybercourt

600.8029 Repealed. 2006, Act 232, Imd. Eff. June 26, 2006.

Compiler's Notes: <Paragraph><P>The repealed section pertained to creation of legislative oversight committee on oversight.</P></Paragraph>
Popular Name: Cybercourt

600.8031 Definitions; business or commercial disputes.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 101 of 2017 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. This amendatory act applies to actions commenced on or after the effective date of this amendatory act."</P></Paragraph>

600.8033 Business court; operation; plan; administrative order; purpose.

600.8035 Business court; jurisdiction; venue; assignment.

Compiler's Notes: <Paragraph><P>Compiler's note: Enacting section 2 of Act 101 of 2017 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. This amendatory act applies to actions commenced on or after the effective date of this amendatory act."</P></Paragraph>

600.8037 Business court; judges.

600.8039 Commencement of action; electronic filing; standards; availability of written opinions; practice and procedure.

600.8041 Appeal.

600.8043 Judges; training.

600.8045 Fees.

600.8047 Case pending on pilot business court docket.

Chapter 81
DISTRICT COURT: ESTABLISHMENT; DISTRICTS

600.8101 District court; establishment; court of record; judicial districts; city located in more than one district.

Constitutionality: <Paragraph><P>Act 236 of 1961, MCL 600.8101 to 600.9928 do not violate Const 1963, art IV, Â§ 24. <Emph EmphType="underscore">People</Emph> v <Emph EmphType="underscore">Milton</Emph>, 393 Mich 234; 224 NW2d 266 (1974).</P></Paragraph>

600.8102 Election divisions; effect.

600.8103 Districts, classes; definition.

600.8104 District funding unit or district control unit defined; responsibilities; agreement to share expenses; supplying law books and legal reference resources.

600.8105 District court in thirty-sixth district; functioning.

Compiler's Notes: Section 2 of Act 438 of 1980 provides: **Conditional effective date; action constituting exercise of option; effect of exercising option.**

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

600.8111 First district; Monroe county.

600.8112 Second district; Lenawee and Hillsdale counties; creation of second-a district and second-b district.

Compiler's Notes: Enacting sections 1 and 2 of Act 13 of 1998 provide:

Enacting section 1. The creation of the second-a district and the second-b district, as allowed by this 1998 amendatory act, shall not take place unless resolutions of approval by the county boards of commissioners of the counties of Lenawee and Hillsdale, as required by section 8176 of the revised judicature act of 1961, 1961 PA 236, MCL 600.8176, are filed with the state court administrator not later than April 1, 1998.

Enacting section 2. If new judicial districts of the district court are created under this amendatory act pursuant to section 8176 of the revised judicature act of 1961, 1961 PA 236, MCL 800.8176 *[sic]*, the change in the composition of the affected judicial districts shall take effect for election purposes on April 1, 1998 and shall take effect for judicial purposes on January 1, 1999. If the second-a district and second-b district are created pursuant to this amendatory act, both of the following apply to the judges of the second district serving on the effective date of this amendatory act:

(a) The incumbent judge who resides in Hillsdale county and whose term expires on January 1, 2003 shall become a judge of the second-b district on January 1, 1999 for the balance of the term for which he or she was elected, except that he or she must continue to meet other requirements for eligibility to serve as district judge, including residency requirements.

(b) If the incumbent judge who resides in Lenawee county and whose term expires January 1, 1999 seeks election in the second-a district for a term beginning January 1, 1999 and meets other requirements for eligibility to serve as district judge, including residency requirements, that judge is entitled to the designation of his or her office on the ballot in the 1998 August primary election and in the 1998 November general election. The incumbent judge may qualify for nomination by filing an affidavit of candidacy as an incumbent judge of the second-a district as provided in section 467c of the Michigan election law, 1954 PA 116, MCL 168.467c.

(c) The incumbent judge who resides in Lenawee county and whose term expires January 1, 2003 shall become a judge of the second-a district on January 1, 1999 for

the balance of the term for which he or she was elected or appointed, except that he or she must continue to meet other requirements for eligibility to serve as district judge, including residency requirements.

600.8113 Third, third-a, and third-b districts.

Compiler's Notes: Section 2 of Act 54 of 1990 provides: If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.8114 Fourth district; Cass county.

600.8115 Fifth district.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide: **Effective date of changes.** Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975. **Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.** Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act. **Nominating petitions.** Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected. **Nomination, election, and terms of candidates for new circuit judgeships.** Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years. **Terms of additional circuit judges.** Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years. **Terms of additional district judges in certain districts.** Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

600.8116 Seventh district.

600.8117 Eighth district; Kalamazoo county.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges;
assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of
candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

Enacting section 2 of Act 237 of 2005 provides:

Enacting section 2. Upon the effective date of this amendatory act, all incumbent district judges elected or appointed to the first, second, and third election divisions of the eighth district and serving at 11:59 p.m. on January 1, 2007 shall serve as judges of the reconstituted eighth district until the expiration of the terms for which they were elected or appointed.

Enacting section 3 of Act 237 of 2005 provides:

Enacting section 3. To stagger the terms of 7 district judges in the eighth district court district so that approximately 1/3 of those terms expire every 2 years, the candidate for district judge receiving the highest number of votes in the 2010 general election only shall receive a term of 8 years if both of the following conditions apply:

(a) That candidate is among the persons listed together on the ballot seeking election to 1 or more existing judgeships for which the incumbent judge is seeking election.

(b) That candidate is not seeking election to fill the unexpired portion of a term.

600.8118 Tenth district; Calhoun county and city of Battle Creek.

600.8119 Twelfth district; Jackson county.

600.8120 Fourteenth, fourteenth-a, fourteenth-b, and fifteenth districts.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on

January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first district shall be elected for a term of 4 years.

Section 2 of Act 135 of 1988 provides:

Any additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.

Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.8121 Sixteenth district to thirty-fifth district.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide:

Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships.

Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except

that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first district shall be elected for a term of 4 years.

Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.8121a Thirty-sixth district.

Compiler's Notes: Sections 2 and 3 of Act 438 of 1980 provide: Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Section 3. Chapter 91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.

Sections 2, 3, and 4 of Act 146 of 1981 provide: Repeal of MCL 600.8286, 600.8287, and 600.8288; effective date of repeal; exception.

Section 2. Except as provided in enacting section 4, sections 8286, 8287, and 8288 of Act No. 236 of the Public Acts of 1961, being sections 600.8286, 600.8287, and 600.8288 of the Compiled Laws of 1970, are repealed effective January 1, 1983.

Effective date of MCL 600.8286, 600.8287, 600.8288, and 600.8501; exception.

Section 3. Except as provided in enacting section 4, sections 8286, 8287, 8288, and 8501 shall take effect December 1, 1981.

Conditional effective date of MCL 600.8286, 600.8287, 600.8288, and 600.8501, and of enacting Section 2; adoption and filing of resolution by city of Detroit; effect of assuming responsibility for expenses.

Section 4. (1) Sections 8286, 8287, 8288, and 8501 and enacting section 2 shall not take effect unless the city of Detroit, by resolution adopted not later than November 30, 1981, by the governing body of the city, agrees to assume responsibility for any expenses required of the city by this amendatory act and an authenticated copy is filed with the secretary of state not later than 4 p.m. November 30, 1981.

(2) If the city of Detroit, acting through its governing body, agrees to assume responsibility for any expenses required of the city by this amendatory act, that action constitutes an exercise of the city's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city of all expenses and capital improvements which may result from establishment of the office of district court referee in the thirty-sixth district of the district court.

The resolution referred to in Section 4 was adopted by the city council of the city of Detroit on November 25, 1981, and an authenticated copy was filed with the secretary of state at 3:30 p.m. on November 30, 1981.

Section 2 of Act 135 of 1988 provides: Any additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.

600.8122 Thirty-seventh district to forty-second district.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide: Effective date of changes.

Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.

Election of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.

Section 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.

Nominating petitions.

Section 4. Notwithstanding any other

provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alpena, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years. Any additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.

600.8123 Forty-third district to fifty-second district.

Compiler's Notes: Sections 2 to 7 of Act 145 of 1974 provide: **Effective date of changes.** Section 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975. **Election of additional circuit and district judges;** assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges. **Section 3.** The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act. **Nominating petitions.** **Section 4.** Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected. **Nomination, election, and terms of** candidates for new circuit judgeships. **Section 5.** Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years. **Terms of additional circuit judges.** **Section 6.** The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years. **Terms of additional district judges in certain districts.** **Section 7.** In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years. **Sections 2 to 7 of Act 164 of 1978 provide:** **Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.** **Section 2.** Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979. **Election to fill new circuit and district judgeships; term.** Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979. **Ballot; nominating petition; affidavit of candidacy.** **Section 4.** The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act. **Terms of** judges. **Section 5.** Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates

receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 2 of Act 135 of 1988 provides:

Any additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.

Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

Enacting sections 1 and 2 of Act 448 of 2000 provide:

Enacting section 1. The changes in the composition of first and second election divisions of the fifty-second district court district as provided in this amendatory act shall be effective for election purposes on March 1, 2002, and for judicial purposes on January 1, 2003. Electors of the townships of Rose and White Lake in Oakland county shall not be eligible to be a candidate for the office of district judge in the first election division of the fifty-second district in the primary and general elections of 2002, shall not be eligible to vote for that office in the primary and general elections of 2002, and are not qualified to sign nominating petitions for candidates for that office in 2002. If a vacancy occurs in the second election division of the fifty-second district prior to the filing deadline for the office of district judge in 2002, the townships of Rose and White Lake shall be considered part of the second election division for purposes of the election to fill the unexpired term of that judgeship.

Enacting section 2. (1) If a new office of judge is added to the first election division of the fifty-second district to be filled by election in 2002, both of the following apply:

(a) The term of office for the new judge elected in the first election division of the fifty-second district in the November 2002 general election shall be 4 years, for that election only.

(b) The term of office for the judge elected in the first election division of the fifty-second district in the November 2006 general election shall be 4 years, for that election only.

(2) The judge serving in the first election division of the fifty-second district who is transferred to the second election division of the fifty-second district pursuant to this amendatory act shall serve as a judge of the second election division of the fifty-second district for the balance of the term for which he or she was elected or appointed.

600.8124 Fifty-third district; Livingston County.

600.8125 Fifty-fourth-a district, fifty-fourth-b district, and fifty-fifth district; consolidation by resolution;

juror selection requirements.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide: Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts. Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979. Election to fill new circuit and district judgeships; term. Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979. Ballot; nominating petition; affidavit of candidacy. Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act. Terms of judges. Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years. Election of additional judges; assumption and term of office. Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Residence of certain circuit judges; effect. Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years. Enacting sections amended; revised judiciary act of 1961. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows: Election of additional judges; assumption and terms of office. Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. (2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years. Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship. Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy. (2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years. Sections 2 to 5 of Act 129 of 1980 provide: New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee. Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980

amendatory act which are to be filled by election in 1980.

Additional circuit judgeship for third judicial circuit; terms.

Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Additional circuit judgeship for sixteenth judicial circuit; term.

Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.

Change in composition of affected judicial circuits; effective date.

Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

Section 2 of Act 135 of 1988 provides:

Any additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.

600.8126 Fifty-sixth district; creation of fifty-sixth-a district and fifty-sixth-b district.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide:

Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts.

Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979.

Election to fill new circuit and district judgeships; term.

Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979.

Ballot; nominating petition; affidavit of candidacy.

Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act.

Terms of judges.

Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years.

Election of additional judges; assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judicature act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be

elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Enacting sections 1 and 2 of Act 14 of 1998 provide:

Enacting section 1. The creation of the fifty-sixth-a district and the fifty-sixth-b district, as allowed by this 1998 amendatory act, shall not take place unless resolutions of approval by the county boards of commissioners of the counties of Barry and Eaton, as required by section 8176 of the revised judicature act of 1961, 1961 PA 236, MCL 600.8176, are filed with the state court administrator not later than April 1, 1998.

Enacting section 2. If new judicial districts of the district court are created under this amendatory act pursuant to section 8176 of the revised judicature act of 1961, 1961 PA 236, MCL 800.8176 *[sic]*, the change in the composition of the affected judicial districts shall take effect for election purposes on April 1, 1998 and shall take effect for judicial purposes on January 1, 1999. If the fifty-sixth-a district and the fifty-sixth-b district are created pursuant to this amendatory act, all of the following apply as to the incumbent judges of the fifty-sixth district:

(a) The incumbent judge who resides in the first election division of the fifty-sixth district and whose term expires on January 1, 2001 shall become a judge of the fifty-sixth-b district on January 1, 1999 for the balance of the term for which he or she was elected or appointed, except that he or she must continue to meet other requirements for eligibility to serve as district judge, including residency requirements.

(b) If the incumbent judge in the second election division whose term expires January 1, 1999 seeks election in the fifty-sixth-a district for a term beginning January 1, 1999 and meets other requirements for eligibility to serve as district judge, including residency requirements, that judge is entitled to the designation of his or her office on the ballot in the 1998 August primary election and in the 1998 November general election. The incumbent judge may qualify for nomination by filing an affidavit of candidacy as an incumbent judge of the fifty-sixth-a district as provided in section 467c of the Michigan election law, 1954 PA 116, MCL 168.467c.

(c) The incumbent judge in the second election division whose term expires January 1, 2003 shall become a judge of the fifty-sixth-a district on January 1, 1999 for the balance of the term for which he or she was elected or appointed, except that he or she must continue to meet other requirements for eligibility to serve as district judge, including residency requirements.

600.8127 Fifty-seventh district; Allegan county.

600.8128 Fifty-eighth district.

Compiler's Notes: Section 2 of Act 54 of 1990 provides:

If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.

600.8128a Fifty-ninth district.

600.8129 Sixtieth district.

600.8130 Sixty-first to sixty-third district.

Compiler's Notes: <Paragraph><P>Section 2 of Act 135 of 1988 provides:â€œAny additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.â€</P></Paragraph>

600.8131 Sixty-fourth-a district and sixty-fourth-b district.

Compiler's Notes: <Paragraph><P>Section 2 of Act 54 of 1990 provides:</P></Paragraph><Paragraph><P>â€œIf a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.â€</P></Paragraph>

600.8132 Sixty-fifth-a district; sixty-fifth-b district.

Compiler's Notes: <Paragraph><P>Enacting sections 1 and 2 of Act 46 of 1998 provide:</P></Paragraph><Paragraph><P>â€œEnacting section 1. The creation of the sixty-fifth-a district and the sixty-fifth-b district, as allowed by this 1998 amendatory act, shall not take place unless resolutions of approval by the county boards of commissioners of the counties of Clinton and Gratiot, as required by section 8176 of the revised judicature act of 1961, 1961 PA 236, MCL 600.8176, are filed with the state court administrator not later than April 1, 1998.</P></Paragraph><Paragraph><P>â€œEnacting section 2. If new judicial districts of the district court are created under this amendatory act pursuant to section 8176 of the revised judicature act of 1961, 1961 PA 236, MCL 800.8176 <Emph EmphType="italic">[sic]</Emph>, the change in the composition of the affected judicial districts shall take effect for judicial purposes on January 1, 1999. If the sixty-fifth-a and sixty-fifth-b districts are created pursuant to this amendatory act, all of the following apply as to the incumbent judges of the sixty-fifth district serving on the effective date of this amendatory act:</P></Paragraph><Paragraph><P>â€œ(a) The incumbent judge who resides in Clinton county and whose term expires on January 1, 2003 shall become a judge of the sixty-fifth-a district on January 1, 1999 for the balance of the term for which he or she was elected, except that he or she must continue to meet other requirements for eligibility to serve as district judge, including residency requirements.</P></Paragraph><Paragraph><P>â€œ(b) The incumbent judge who resides in Gratiot county and whose term expires on January 1, 2003 shall become a judge of the sixty-fifth-b district on January 1, 1999 for the balance of the term for which he or she was elected, except that he or she must continue to meet other requirements for eligibility to serve as district judge, including residency requirements.â€</P></Paragraph>

600.8133 Sixty-sixth district; Shiawassee county.

600.8134 Sixty-seventh and sixty-eighth districts.

Compiler's Notes: <Paragraph><P>Sections 2 to 7 of Act 145 of 1974 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œEffective date of changes.</Emph></P></Paragraph><Paragraph><P>â€œSection 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œElection of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.</Emph></P></Paragraph><Paragraph><P>â€œSection 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.</P></Paragraph><Paragraph><P><Emph

Nominating petitions. Section 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.

Nomination, election, and terms of candidates for new circuit judgeships. Section 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.

Terms of additional circuit judges.

Section 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.

Terms of additional district judges in certain districts.

Section 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.

Sections 2 to 5 of Act 129 of 1980 provide:

New circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.

Section 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980.

Additional circuit judgeship for third judicial circuit; terms.

Section 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.

Additional circuit judgeship for sixteenth judicial circuit; term.

Section 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that

Sec. 8134. (1) The sixty-seventh district consists of the county of Genesee except the city of Flint, is a district of the second class, and is divided into the following election divisions:

(a) The first division consists of the cities of Flushing and Clio and the townships of Flushing, Flint, Montrose, Thetford, and Vienna and has 1 judge.

(b) The second division consists of the cities of Davison and Burton and the townships of Davison, Forest, Richfield, and Atlas and has 2 judges.

(c) The third division consists of the city of Mt. Morris and the townships of Mt. Morris and Genesee and has 1 judge.

(d) The fourth division consists of the cities of Fenton, Grand Blanc, and Swartz Creek and the townships of Fenton, Argentine, Grand Blanc, Mundy, Gaines, and Clayton and has 2 judges.

(2) Notwithstanding any other provision of this act, the county board of commissioners may by resolution designate the county seat as a place where the court for the sixty-seventh district shall sit in a central court facility. The adoption of such a resolution shall not require the approval of the majority of the judges of the district, and shall bind the county to maintain a court facility in each municipality in the sixty-seventh district where a court facility exists on the date of the resolution.

(3) The sixty-eighth district consists of the city of Flint, is a district of the third class, and has the following number of judges:

(a) Until subdivision (b) takes effect, this district has 6 judges.

(b) This district has 5 judges beginning on the earlier of the following dates:

(i) The date on which a vacancy occurs in the office of district judge in this district.

(ii) The beginning date of the term for which an incumbent district judge in this district no longer seeks reelection to that office.

Change in composition of affected judicial circuits; effective date.

Section 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.

600.8135 Seventieth district.

600.8136 Seventy-first-a and seventy-first-b districts.

600.8137 Seventy-second district; St. Clair county.

600.8138 Seventy-third-a and seventy-third-b districts.

Compiler's Notes: Enacting sections 1 and 2 of Act 46 of 1998 provide: Enacting section 1. The creation of the seventy-third-a district and the seventy-third-b district, as allowed by this 1998 amendatory act, shall not take place unless resolutions of approval by the county boards of commissioners of the counties of Huron and Sanilac, as required by section 8176 of the revised judicature act of 1961, 1961 PA 236, MCL 600.8176, are filed with the state court administrator not later than April 1, 1998. Enacting section 2. If new judicial districts of the district court are created under this amendatory act pursuant to section 8176 of the revised judicature act of 1961, 1961 PA 236, MCL 800.8176 *[sic]*, the change in the composition of the affected judicial districts shall take effect for judicial purposes on January 1, 1999. If the seventy-third-a district and the seventy-third-b district are created pursuant to this amendatory act, both of the following apply to the judges of the seventy-third district serving on the effective date of this amendatory act: (a) The judge who resides in Sanilac county and whose term expires on January 1, 2003 shall become a judge of the seventy-third-a district on January 1, 1999 for the balance of the term for which he or she was elected, except that he or she must continue to meet other requirements for eligibility to serve as district judge, including residency requirements. (b) The judge who resides in Huron county and whose term expires on January 1, 2003 shall become a judge of the seventy-third-b district on January 1, 1999 for the balance of the term to which he or she was elected, except that he or she must continue to meet other requirements for eligibility to serve as district judge, including residency requirements.

600.8139 Seventy-fourth district; Bay county.

600.8140 Seventy-fifth district; Midland county.

600.8141 Seventy-sixth district; Isabella county.

600.8142 Seventy-seventh district; Mecosta and Osceola counties.

600.8143 Seventy-eighth district.

600.8144 Seventy-ninth district.

600.8145 Eightieth district; Clare and Gladwin counties.

600.8146 Eighty-first district.

600.8147 Eighty-second district.

Compiler's Notes: <Paragraph><P>Section 2 of Act 54 of 1990 provides:</P></Paragraph><Paragraph><P>â€œIf a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.â€</P></Paragraph>

600.8148 Eighty-third district.

600.8149 Eighty-fourth district; Wexford and Missaukee counties.

600.8150 Eighty-fifth district; Manistee and Benzie counties.

600.8151 Eighty-sixth district; Grand Traverse, Antrim, and Leelanau counties.

Compiler's Notes: <Paragraph><P>Enacting section 1 of 2000 PA 38 provides:</P></Paragraph><Paragraph><P>â€œThe following provisions apply to the 2000 general election for judgeship of the eighty-sixth district only:</P></Paragraph><Paragraph><P>â€œ(a) If 2 incumbent district judges of the eighty-sixth district are candidates for the office of judge, or if no incumbent district judge of the eighty-sixth district is a candidate for the office of judge, the candidate for judgeship of the eighty-sixth district receiving the highest number of votes in the 2000 general election shall be elected for a term of 6 years and the candidate for judgeship of the eighty-sixth district receiving the second highest number of votes shall be elected for a term of 4 years for that election only.</P></Paragraph><Paragraph><P>â€œ(b) If 1 incumbent district judge of the eighty-sixth district is a candidate for the office of judge, the candidate receiving the highest number of votes for the judgeship for which the incumbent judge is seeking election shall be elected for a term of 6 years, and the candidate receiving the highest number of votes for the judgeship for which the incumbent judge is not seeking election shall be elected for a term of 4 years.â€</P></Paragraph>

600.8152 Eighty-seventh-A district; eighty-seventh-B district; eighty-seventh-C district; Otsego, Kalkaska, and Crawford counties.

Compiler's Notes: Section 2 of Act 54 of 1990 provides: "If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires."

Enacting sections 1 and 2 of Act 137 of 2008 provide:

"Enacting section 1. The judge of the eighty-seventh district at 11:59 p.m. on January 1, 2009, who resides in the county of Otsego, shall serve as judge of the eighty-seventh-A district for the balance of the term to which he or she was elected or appointed judge of the eighty-seventh district."

"Enacting section 2. If Otsego county, acting through its governing body, approves the reformation of the eighty-seventh district to consist of the county of Otsego with 1 district judgeship, that approval constitutes an exercise of the district funding unit's option to provide a new activity or service or to increase the level of activity or service offered in the district funding unit beyond that required by existing law, as the elements of that option are defined by 1979 PA 101, MCL 21.231 to 21.244, and a voluntary acceptance by the district funding unit of all expenses and capital improvements that may result from reformation of the district. However, the exercise of the option does not affect the state's obligation to pay the same portion of each judge's salary which is paid by the state to other district judges as provided by law, or to appropriate and disburse funds to the district funding unit for the necessary costs of state requirements established by a state law which becomes effective on or after December 23, 1978."

600.8153 Eighty-eighth district; Alpena and Montmorency counties.

600.8154 Eighty-ninth district.

600.8155 Ninetieth district; Emmet and Charlevoix counties.

600.8156 Ninety-first district; Chippewa county.

600.8157 Ninety-second district; Mackinac and Luce counties.

600.8158 Ninety-third district; Schoolcraft and Alger counties.

600.8159 Ninety-fourth district; Delta county.

600.8160 Ninety-fifth-a district and ninety-fifth-b district.

600.8161 Ninety-sixth district; Marquette county.

600.8162 Ninety-seventh district.

600.8163 Ninety-eighth district; Ontonagon and Gogebic counties.

600.8164 Repealed. 1972, Act 169, Imd. Eff. June 15, 1972.

Compiler's Notes: <Paragraph><P>The repealed section pertained to the ninety-ninth district, consisting of Houghton and Keweenaw counties.</P></Paragraph>

600.8171 Changes in districts; supreme court recommendations.

600.8175 Additional district judgeships; creation; approval by district control unit; resolution; filing; valid approval of judgeship; notice to elections division; state's obligation; election; first term.

Compiler's Notes: <Paragraph><P>Sections 2 to 5 of Act 129 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œNew circuit and district judgeships; appearance on ballot; duty of candidate; petitions; filing fee.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 2. The new circuit and district judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit, county, or district, a candidate for a new judgeship authorized in that circuit, county, or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in 1980. Petitions for a new judgeship created pursuant to this amendatory act shall bear signatures affixed to the petition after the date by which all counties in the circuit, all district control units in the district, or, in the case of a probate judgeship, the county, have adopted the resolutions required by law to create that office. Notwithstanding any other provision of law, a nonreturnable filing fee of \$250.00 may be paid up to 4 p.m. on June 3, 1980 in lieu of petitions for new judgeships authorized by this 1980 amendatory act which are to be filled by election in 1980.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œAdditional circuit judgeship for third judicial circuit; terms.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 3. If the additional circuit judgeship permitted by this amendatory act for the third judicial circuit is created pursuant to law, the candidate receiving the highest number of votes in the 1980 general election shall be elected for a term of 8 years, and the candidate receiving the second highest number of votes shall be elected for a term of 6 years.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œAdditional circuit judgeship for sixteenth judicial circuit; term.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 4. If the additional circuit judgeship permitted by this amendatory act for the sixteenth judicial circuit is created pursuant to law, the first term of that judgeship shall be 8 years.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œChange in composition of affected judicial circuits; effective date.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 5. If a new judicial circuit of the circuit court is created pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1981. If the fifty-fourth judicial circuit is created pursuant to this act, the incumbent circuit judge of the fortieth judicial circuit who resides in Tuscola county shall become the judge of the fifty-fourth judicial circuit on January 1, 1981, and shall serve until the term for which he was elected in the fortieth judicial circuit expires.</P></Paragraph><Paragraph><P>Section 2 of Act 135 of 1988 provides:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œAny additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit,

approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.â€

Section 2 of Act 54 of 1990 provides:â€If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.â€

600.8176 Creation of new district and judgeship; conditions; notification of elections division; resolution; exercise of option; obligation of state; election and term of judgeship; approval of district control unit not required.

Compiler's Notes: Section 2 of Act 54 of 1990 provides:â€If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.â€

600.8177 Consolidation of district of third class with district of second class; procedure.

Compiler's Notes: Section 2 of Act 135 of 1988 provides:â€Any additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.â€

Section 2 of Act 54 of 1990 provides:â€If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.â€

600.8178 Failure to adopt resolution approving consolidation; submission of question to vote of electors; procedure.

Compiler's Notes: Section 2 of Act 135 of 1988 provides:â€Any additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.â€

600.8180 Consolidation of twelfth and thirteenth districts; expenses and capital improvements; judges' salaries; costs of state requirements; filing copies of resolutions and agreements; notification of elections division; transfer of employees; rights and benefits of employees.

600.8181 Record of proceedings; reports.

Chapter 82
DISTRICT JUDGES

600.8201 District judges; qualifications.

600.8202 District judge; annual salary; additional salary; compensation and expenses; increase or decrease in salary; Michigan judges retirement system; evening and Saturday sessions.

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph
EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P>
</Paragraph><Paragraph><P>â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne,
by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume
responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are
enacted and take effect.</P></Paragraph><Paragraph><P>â€œ(2) If the city of Detroit and the county of Wayne, acting through their
governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills
listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide
a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that
required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to
21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements
which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third
judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay
the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and
disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than
this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.â€œ</P></Paragraph>
<Paragraph><P>The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the
board of commissioners of the county of Wayne on April 30, 1981.</P></Paragraph><Paragraph><P><Emph
EmphType="bold">â€œEffective date of certain sections.</Emph></P></Paragraph><Paragraph><P>â€œSection 4. Sections 304, 555, 563,
564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275,
8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.â€œ</P>
</Paragraph>

600.8203 District judges; practice of law prohibited.

600.8204 District judges; nonpartisan election.

600.8212 Temporary service as district judge in adjoining district.

600.8221 Presiding judge; election; term; vacancies; authority.

600.8222 District judges; meetings.

600.8231 Statewide and regional meetings; purpose; expenses.

600.8251 Places of sitting of district court; "population" defined.

Compiler's Notes: <Paragraph><P>Section 2 of Act 135 of 1988 provides:</P></Paragraph><Paragraph><P>“Any additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.”</P></Paragraph>

600.8261 Court facilities.

600.8262 Magistrates' facilities.

600.8263 Rental of facilities; contracts.

600.8271 Operation of district court; appropriation; employer; authority; collective bargaining; appointment, supervision, discipline, or dismissal of employees; transfer of employees; effect of existing collective bargaining agreement; control of employees; applicability of subsections (2) to (11) to employees in thirty-sixth district; employees of abolished courts; chief judge as principal administrator; “locally-funded employees of the district court” defined.

Constitutionality: <Paragraph><P>The Michigan Supreme Court held in <Emph EmphType="underline">Judicial Attorneys Association</Emph> v <Emph EmphType="underline">Michigan</Emph>, 459 Mich 291; 597 NW2d 113 (1999), that MCL 600.593a (3)-(10) and parallel provisions of MCL 600.591, 600.837, 600.8271, 600.8273, and 600.8274 violate the separation of powers clause of Const 1963, art 3, Â§ 2 and are unconstitutional.</P></Paragraph><Paragraph><P>1996 PA 374 provided that a local council created pursuant to the act or Wayne County became the employer of the employees of the Third Circuit and Recorder's Courts. The Court ruled that because subsections (3)-(10) of MCL 600.593a are not a sufficiently limited exercise by one branch of another branch's power that they impermissibly interfere with the judiciary's inherent authority to manage its internal operations and, therefore, are unconstitutional because they violate the separation of powers clause of Const 1963, art 3, Â§ 2.</P></Paragraph>

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">“Conditional effective date; action constituting exercise of option; effect of exercising option.”</Emph></P></Paragraph><Paragraph><P>“Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are

enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.8272 Repealed. 1996, Act 374, Eff. Oct. 1, 1996.

Compiler's Notes: The repealed section pertained to employees of state judicial council serving in thirty-sixth district.

600.8273 Employee of former judicial council serving in thirty-sixth district court as employee of Detroit judicial council or city of Detroit.

Constitutionality: The Michigan Supreme Court held in Judicial Attorneys Association v Michigan, 459 Mich 291; 597 NW2d 113 (1999), that MCL 600.593a (3)-(10) and parallel provisions of MCL 600.591, 600.837, 600.8271, 600.8273, and 600.8274 violate the separation of powers clause of Const 1963, art 3, Â§ 2 and are unconstitutional.

1996 PA 374 provided that a local council created pursuant to the act or Wayne County became the employer of the employees of the Third Circuit and Recorder's Courts. The Court ruled that because subsections (3)-(10) of MCL 600.593a are not a sufficiently limited exercise by one branch of another branch's power that they impermissibly interfere with the judiciary's inherent authority to manage its internal operations and, therefore, are unconstitutional because they violate the separation of powers clause of Const 1963, art 3, Â§ 2.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.8274 Detroit judicial council; creation; employees of former state judicial council in thirty-sixth district court; employer; authority; collective bargaining; appointment, supervision, discipline, or dismissal of employees; chief judge as principal administrator; transfer of employees; effect of existing collective bargaining agreement; annual leave; state employees' retirement system.

Constitutionality: <Paragraph><P>The Michigan Supreme Court held in <Emph EmphType="underline">Judicial Attorneys Association</Emph> v <Emph EmphType="underline">Michigan</Emph>, 459 Mich 291; 597 NW2d 113 (1999), that MCL 600.593a (3)-(10) and parallel provisions of MCL 600.591, 600.837, 600.8271, 600.8273, and 600.8274 violate the separation of powers clause of Const 1963, art 3, Â§ 2 and are unconstitutional.</P></Paragraph><Paragraph><P>1996 PA 374 provided that a local council created pursuant to the act or Wayne County became the employer of the employees of the Third Circuit and Recorder's Courts. The Court ruled that because subsections (3)-(10) of MCL 600.593a are not a sufficiently limited exercise by one branch of another branch's power that they impermissibly interfere with the judiciary's inherent authority to manage its internal operations and, therefore, are unconstitutional because they violate the separation of powers clause of Const 1963, art 3, Â§ 2.</P></Paragraph>

600.8275 Employee of state judicial council serving in thirty-sixth district court; member of state employees' retirement system; submission of reports and contributions.

Compiler's Notes: <Paragraph><P>Sections 2, 3, and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œ(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.</P></Paragraph><Paragraph><P>The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œEffective date of Chapter 91 and certain sections.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 3. Chapter 91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œEffective date of certain sections.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.</P></Paragraph><Paragraph><P>Section 2 of Act 13 of 1981 provides:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œ(1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act and Act Nos. 438, 439, 440, 441, 442, and 443 of the Public Acts of 1980.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œ(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act and Act Nos. 438, 439, 440, 441, 442, and 443 of the Public Acts of 1980, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or Act Nos. 438, 439, 440, 441, 442, and 443 of the Public Acts of 1980, which becomes effective on or after December 23, 1978.</P></Paragraph><Paragraph><P>The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.</P></Paragraph><Paragraph><P>Sections 2 and 3 of Act 319 of 1984 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œApplicability of changes effected in MCL 600.594(2) and 600.8275(2).</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 2. The changes effected in sections 594(2) and 8275(2) by this amendatory act shall apply as though the changes were in effect on September 1, 1981.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 3. (1) This amendatory act shall not take effect unless the county of Wayne, by resolution adopted before the expiration of 45 days after the effective date of this amendatory act by the governing body of the county, agrees to assume responsibility for any expenses required of the county by this amendatory act and unless an authenticated copy is filed with the secretary of state not later than 4 p.m. on the forty-fifth day after the effective date of this amendatory act.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œ(2) If the county of Wayne, acting through its governing body, agrees to assume

responsibility for any expenses required of the county by this amendatory act, that action constitutes an exercise of the county's option to provide a new activity or service or to increase the level of activity or service offered in the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the county of all expenses which may result from this amendatory act.â€

A resolution agreeing to assume responsibility for expenses, referred to in (1) immediately above, was adopted by the Wayne County Board of Commissioners on February 7, 1985, and was filed with the Secretary of State at 11:00 a.m. on February 8, 1985.

600.8281 Clerk of court and deputy clerks; appointment; term.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.8283 Court security.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.8286-600.8288 Repealed. 1981, Act 146, Eff. Jan. 1, 1983.

Compiler's Notes: <Paragraph><P>The repealed sections pertained to district court referees for thirty-sixth district.</P></Paragraph>

Chapter 83
DISTRICT COURT: JURISDICTION; POWERS

600.8301 Exclusive jurisdiction in civil actions; jurisdiction over civil infraction actions.

600.8302 Equitable jurisdiction and authority; injunctive order; order rescinding or reforming contract; equitable claims; judgment or order; jurisdiction and authority of district and circuit courts.

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P>â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P>â€œ(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.â€œ</P></Paragraph><Paragraph><P>The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œEffective date of certain sections.</Emph></P></Paragraph><Paragraph><P>â€œSection 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.â€œ</P></Paragraph>

600.8303 Forfeiture proceedings under chapter 47.

600.8304 District court; jurisdiction.

600.8306 Power with respect to attachment and garnishment; conditions upon which relief available; compliance with rules; garnishment proceedings as auxiliary actions; fees.

Compiler's Notes: <Paragraph><P>Section 3 of Act 371 of 1974 provides: â€œThe provisions of this act shall apply to all actions pending or commenced on or after the effective date of this act.â€œ</P></Paragraph>

600.8307 Actions as cause of discipline or discharge of principal defendant from employment; reinstatement; civil action.

Compiler's Notes: <Paragraph><P>Section 3 of Act 371 of 1974 provides: "The provisions of this act shall apply to all actions pending or commenced on or after the effective date of this act."</P></Paragraph>

600.8308 Unlawful taking or detention of goods or chattels; civil action to recover possession; power of district court, municipal court, and common pleas court; conditions; delivery before judgment.

Compiler's Notes: <Paragraph><P>Section 2 of Act 79 of 1976 provides: "This amendatory act shall apply to all actions pending or commenced on or after the effective date of this act."</P></Paragraph>

600.8311 District court; jurisdiction.

Compiler's Notes: <Paragraph><P>Enacting section 2 of Act 124 of 2014 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. This amendatory act applies to cases in which the defendant is arraigned in the district court or the municipal court on or after January 1, 2015."</P></Paragraph>

600.8312 Venue.

600.8313 Prosecution of violations; exception.

600.8314 Probation departments.

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">"Conditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P>"Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P>"(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978."</P></Paragraph>

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.8315 Actions prohibited; exception.

600.8316 Marriages; authority to perform; fee; indigent parties; waiver.

600.8317 Powers of district court.

600.8318 Pleadings and procedures; rules.

600.8319 Basis and exercise of jurisdiction.

600.8320 Definitions; multiple district plans; assignment as district judge.

600.8321 Civil process; service.

600.8322 Bailiff of common pleas court as bailiff of thirty-sixth district court; court officer; rotation of process; surety bond; powers; bearing of arms; term; vacancy; peace officer; record of financial transaction; audit; compensation; contributions to retirement system in which bailiff member; payment to Wayne county retirement system; review of retirement fund; copies of actuarial reports.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their

governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

Section 2 of Act 8 of 1981 provides:

(1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act and Act Nos. 438, 439, 440, 441, 442, and 443 of the Public Acts of 1980.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act and Act Nos. 438, 439, 440, 441, 442, and 443 of the Public Acts of 1980, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or Act Nos. 438, 439, 440, 441, 442, and 443 of the Public Acts of 1980, which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

600.8323 District court; witnesses, fees; payment.

600.8326 Service of process; schedule of fees; mileage rate.

600.8331 Proceedings to be recorded.

600.8341 Appeals on record.

600.8342 Appeals from district court; appeals to court of appeals from circuit court or recorder's court; appeals based on pleas of guilty or nolo contendere.

600.8343 Judgments of abolished courts.

600.8344 Register of actions as replacement for destroyed paper upon which judgment entered; applicability of section.

600.8345 Causes transferred from abolished courts.

600.8351 Jurors; selection; compensation; failure to respond to jury duty.

600.8353 Civil jury; number; verdict.

600.8355 Criminal jury; number; verdict.

600.8361 Repealed. 1984, Act 278, Eff. Jan. 1, 1985.

Compiler's Notes: <Paragraph><P>The repealed section pertained to judgment fees.</P></Paragraph>

600.8371 Filing fees paid to clerk of district court; disposition; waiver or suspension; exception; filing fee for civil action; fee in trial by jury; motion filing fees.

600.8372, 600.8373 Repealed. 1993, Act 189, Imd. Eff. Oct. 8, 1993.

Compiler's Notes: <Paragraph><P>The repealed sections pertained to trial and jury fees.</P></Paragraph>

600.8375 Assessment of costs.

600.8379 Fines and costs assessed in district court; payment; disposition; definitions.

Compiler's Notes: <Paragraph><P>Section 2 of Act 54 of 1990 provides:</P></Paragraph><Paragraph><P>“If a new judicial circuit of the circuit court is created under this amendatory act pursuant to section 550a, the change in the composition of the affected judicial circuits shall take effect for judicial purposes on January 1, 1991. If the fifty-sixth judicial circuit is created pursuant to this amendatory act, the incumbent judge of the fifth judicial circuit who resides in Eaton county shall become the judge of the fifty-sixth judicial circuit on January 1, 1991, and shall serve until the term for which he or she was elected in the fifth judicial circuit expires.”</P></Paragraph>

600.8381 Fines and costs; conviction; civil infraction determination, guilty plea, or civil infraction admission; disposition; court filing fee report; definitions.

600.8391 Traffic bureau; establishment; administration; purpose; authority over personnel; location and number of offices; appeals.

600.8392 State civil infraction bureau.

600.8395 Parking violations bureau; establishment; purpose; operating expense; operation by downtown development authority; definition.

600.8396 Municipal ordinance violations bureau.

Chapter 84
SMALL CLAIMS DIVISION

600.8401 Small claims division; creation; judge; jurisdiction.

600.8401a Instruction sheets.

600.8402 Commencement of action; filing, form, and contents of affidavit; notice; name of plaintiff; removal; waiver.

600.8403 Affidavit forms; availability; preparation.

600.8404 Service of affidavit and notice on defendant; form and contents of notice; evening and Saturday court hours.

600.8405 Service; manner; proof.

600.8406 Appearances; copy of affidavit and notice of hearing; application for new notice; jurisdiction to render judgment; continuance.

600.8407 Filing of claim in small claims division; restrictions.

600.8408 Parties; representation; request for trial before district court judge; removal; waiver.

600.8409 Attachment or garnishment prohibited; execution; judgment, enforcement; instruction sheets.

600.8410 Settlement; payment of judgment; execution, attachment, or garnishment; warning; examination of assets; payment of judgment in full; copy of judgment.

600.8410a Writ of garnishment as to periodic payments issued by small claims division of district court; duration.

600.8411 Removal; waiver; hearings; manner of conducting; no jury or verbatim record.

600.8412 Waiver of rights.

600.8413 Judgments; conclusiveness; form.

600.8415 Venue of actions.

600.8416 Location of small claims division; filing of claims after regular court hours; scheduling of small claims hearings; hearings after regular court hours.

600.8418 Judgments; certification.

600.8419 Forms and stationery.

600.8420 Fees; disposition.

600.8421 Costs to prevailing party.

600.8422 Counterclaim; continuance.

600.8423 Separate action by defendant; transmittal fee; transfer of cause.

600.8424 Actions for fraud, libel, slander, assault, battery, or other intentional torts; governmental agency as party.

600.8425 Limitation on claim or recovery; amendment increasing amount claimed.

600.8426 Name in which defendant sued; validity of judgment.

600.8427 Conduct of small claims hearing by district court judge or magistrate; appeal.

Chapter 85 MAGISTRATES

600.8501 District court magistrates; number; appointment; approval; qualifications; thirty-sixth district.

Compiler's Notes: Sections 2 to 7 of Act 164 of 1978 provide: Sections 600.6404, 600.6410, and 600.6413 effective January 1, 1979; effective date of changes in composition of judicial circuits or district court districts. Section 2. Sections 6404, 6410, and 6413 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.6404, 600.6410, and 600.6413 of the Compiled Laws of 1970, shall not take effect until January 1, 1979. Except as otherwise provided in sections 524, 527, and 534 of Act No. 236 of the Public Acts of 1961, as amended by this amendatory act, being sections 600.524, 600.527, and 600.534 of the Compiled Laws of 1970, the changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1979. Election to fill new circuit and district judgeships; term. Section 3. Except as otherwise provided in sections 4, 5, 6 and 7, the new circuit and district judgeships created by this amendatory act shall be filled by election pursuant to Act No. 116 of the Public Acts of 1954, as amended, being sections 168.1 to 168.992 of the Michigan Compiled Laws, for a term of 6 years commencing January 1, 1979. Ballot; nominating petition; affidavit of candidacy. Terms of judges. Section 4. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective circuit and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing nominating petitions, whether the candidate is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act shall bear signatures affixed to the petition after the effective date of this act. An elected incumbent circuit judge in a circuit in which the number of circuit judges has been increased by this amendatory act may become a candidate in the primary election for that office for any term for which a circuit judge is to be elected at the 1978 general election in that circuit by filing an affidavit of candidacy with the secretary of state not later than 4 days after the effective date of this amendatory act. Terms of judges. Section 5. Of the 2 additional judgeships created for the third judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. Of the 3 additional judgeships created for the sixth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidates receiving the second and third highest number of votes shall be elected for a term of 6 years. Of the 2 additional judgeships created for the thirtieth judicial circuit, the candidate receiving the highest number of votes in the 1978 general election shall be elected for a term of 8 years and the candidate receiving the second highest number of votes shall be elected for a term of 6 years. The additional circuit judges authorized by this amendatory act in the eighth, seventeenth, and twenty-ninth judicial circuits shall be elected for a term of 8 years. The additional circuit judge authorized by this amendatory act in the eighteenth, thirty-first, thirty-eighth, and fortieth judicial circuits shall be elected for a term of 10 years. The additional district judges authorized in the thirty-fifth and forty-first-a districts and in the first division of the fifty-sixth district shall be elected for a term of 4 years. Election of additional judges;

assumption and term of office.

Section 6. (1) The additional district judges authorized by this amendatory act in the fifty-fourth-b district and the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 4 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Residence of certain circuit judges; effect.

Section 7. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of the county of Cheboygan on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the thirty-third judicial circuit and the second circuit judgeship authorized by law for the twenty-sixth judicial circuit shall be filled by election in 1980 for a term of 8 years. If the circuit judge elected in the twenty-sixth judicial circuit in 1978 is a resident of 1 of the counties of Alpena, Montmorency, or Presque Isle on June 6, 1978, that person shall continue during the remainder of his or her term after January 1, 1981 as a judge of the twenty-sixth judicial circuit and the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Section 1 of Act 128 of 1980 provides:

Enacting sections amended; revised judiciary act of 1961.

Section 1. Enacting sections 6 and 7 of Act No. 164 of the Public Acts of 1978 are amended to read as follows:

Election of additional judges; assumption and terms of office.

Section 6. (1) The additional district judge authorized by this amendatory act in the first division of the fifty-second district shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

(2) The additional circuit judge authorized by this amendatory act in the fourteenth judicial circuit shall be elected in 1980 and shall assume office on January 1, 1981, for a term of 8 years.

Twenty-sixth judicial circuit; vacancy; residence of candidates; eligibility of electors; failure of Cheboygan county to approve creation of fifty-third judicial circuit and circuit judgeship.

Section 7. (1) If a vacancy occurs in the twenty-sixth judicial circuit between the effective date of this section, as amended, and June 3, 1980, candidates to fill the unexpired portion of the term shall be residents of the twenty-sixth judicial circuit as that circuit will be constituted on January 1, 1981, pursuant to this act. Electors of the counties of Alcona, Alpena, Montmorency, and Presque Isle shall be eligible to vote in the primary and general elections of 1980 to fill that vacancy and electors of those counties are qualified to sign and circulate nominating petitions for candidates to fill the vacancy.

(2) If the county of Cheboygan does not approve the creation of the fifty-third judicial circuit and the circuit judgeship proposed for it pursuant to House Bill No. 5553 of the 1980 regular session of the legislature, the second circuit judgeship authorized by law for the thirty-third judicial circuit shall be filled by election in 1980 for a term of 6 years.

Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

Sections 2, 3, and 4 of Act 146 of 1981 provide:

Repeal of MCL 600.8286, 600.8287, and 600.8288; effective date of repeal; exception.

Section 2. Except as provided in enacting section 4, sections 8286, 8287, and 8288 of Act No. 236 of the Public Acts of 1961, being sections 600.8286, 600.8287, and 600.8288 of the Compiled Laws of 1970, are repealed effective January 1, 1983.

Effective date of MCL 600.8286, 600.8287, 600.8288, and 600.8501; exception.

Section 3. Except as provided in enacting section 4, sections 8286, 8287, 8288, and 8501 shall take effect December 1, 1981.

Conditional effective date of MCL 600.8286, 600.8287, 600.8288, and 600.8501, and of enacting Section 2; adoption and filing of resolution by city of Detroit; effect of assuming responsibility for expenses.

Section 4. (1) Sections 8286, 8287, 8288, and 8501 and enacting section 2 shall not take effect unless the city of Detroit, by resolution adopted not later than November 30, 1981, by the governing body of the city, agrees to assume responsibility for any expenses required of the city by this amendatory act and an authenticated copy is filed with the secretary of state not later than 4 p.m. November 30, 1981.

(2) If the city of Detroit, acting through its governing body, agrees to assume responsibility for any expenses required of the city by this amendatory act, that action constitutes an exercise of the city's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city of all expenses and capital improvements which may result from establishment of the office of district court referee in the thirty-sixth district of the district court.

The resolution referred to in Section 4 was adopted by the city council of the city of Detroit on November 25, 1981, and an authenticated copy was filed with the secretary of state at 3:30 p.m. on November 30, 1981.

Section 2 of Act 135 of 1988 provides:

Any additional district judgeship to be added by election in 1988 shall not be authorized to be filled by election unless each district control unit of the district, by resolution adopted by the governing body of the district control unit, approves the creation of that judgeship and unless the clerk of each district control unit adopting such a resolution files a copy of the resolution with the state court administrator not later than 4 p.m. of the tenth Tuesday preceding the August primary for the election to fill the additional district judgeship.

600.8503 District court of first or second class; clerk or deputy clerk as magistrate.

600.8507 Magistrates; qualifications; term; oath; bond; temporarily absent or incapacitated magistrate; ordering temporary service of magistrate of another county; reimbursement; service of magistrate in another county; service of magistrate pursuant to multiple district plan.

Compiler's Notes: <Paragraph><P>Enacting section 1 of Act 326 of 2005 provides:</P></Paragraph><Paragraph><P>"Enacting section 1. Section 8507 of the revised judicature act of 1961, 1961 PA 236, MCL 600.8507, as amended by this amendatory act, applies to bonds filed or renewed by district court magistrates after December 31, 2005."</P></Paragraph>

600.8509 Repealed. 1969, Act 333, Imd. Eff. Nov. 4, 1969.

Compiler's Notes: <Paragraph><P>The repealed section pertained to magistrates; jurisdiction and duties.</P></Paragraph>

600.8511 District court magistrate; jurisdiction and duties.

Compiler's Notes: <Paragraph><P>Section 2 of Act 402 of 1976 provides:</P></Paragraph><Paragraph><P>“District court magistrates may exercise any authority or duty added by this amendatory act with regard to violations occurring before, on, or after the effective date of this amendatory act.”</P></Paragraph><Paragraph><P>Enacting section 2 of Act 124 of 2014 provides:</P></Paragraph><Paragraph><P>"Enacting section 2. This amendatory act applies to cases in which the defendant is arraigned in the district court or the municipal court on or after January 1, 2015."</P></Paragraph>

600.8512 Authority of district court magistrate; special training course in traffic law and sanctions; limitation on authority.

600.8512a Powers of district court magistrate generally.

600.8513 Additional powers of district court magistrate; judicial immunity.

600.8514 Administration of oaths; examination of witnesses; findings of fact and conclusions of law; recommending judgment; functions of magistrate.

600.8515 Appeals.

600.8521 Magistrates; compensation.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.8525 Practice of law prohibited.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.8535 Disposition of fines and costs.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.8541 Superintending control of district judge; limitation; functions and duties of district judge in chambers.

600.8545 Small claims division; duties.

600.8551 Magistrates to sit at county seat, city, or other determined location.

600.8555 Repealed. 2005, Act 326, Imd. Eff. Dec. 27, 2005.

Compiler's Notes: The repealed section pertained to maintenance of docket on certain forms.

Chapter 86 RECORDERS AND STENOGRAPHERS

600.8601 Certified recorder or reporter; number; functions and duties.

600.8602 Appointment of recorder or reporter; appointment of additional recorders or reporters; functions

and duties.

600.8611 Repealed. 2005, Act 326, Imd. Eff. Dec. 27, 2005.

Compiler's Notes: <Paragraph><P>The repealed section pertained to proceedings to be recorded.</P></Paragraph>

600.8615 Annual salary of district court recorders or reporters.

600.8621 Court recorders and reporters; salaries; payment; contributions; recording devices.

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph
EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P>
</Paragraph><Paragraph><P>â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne,
by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume
responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are
enacted and take effect.</P></Paragraph><Paragraph><P>â€œ(2) If the city of Detroit and the county of Wayne, acting through their
governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills
listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide
a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that
required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to
21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements
which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third
judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay
the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and
disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than
this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.â€œ</P></Paragraph>
<Paragraph><P>The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the
board of commissioners of the county of Wayne on April 30, 1981.</P></Paragraph><Paragraph><P><Emph
EmphType="bold">â€œEffective date of certain sections.</Emph></P></Paragraph><Paragraph><P>â€œSection 4. Sections 304, 555, 563,
564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275,
8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.â€œ</P>
</Paragraph>

600.8625 Recorders or reporters; expenses; sworn statement; order.

600.8626 Residence of recorder or reporter.

600.8631 Fees for transcripts; fees as part of taxable costs.

600.8635 Reduction of record to writing; costs; transcript of trial or other proceeding ordered other than for filing.

Chapter 87
MUNICIPAL CIVIL INFRACTIONS

600.8701 Definitions.

600.8703 Municipal civil infraction; commencement; political subdivision as plaintiff; exception under MCL 324.80146; jurisdiction of courts; time and place of appearance.

600.8705 Citation; numbering; form; contents; modification; treatment as under oath.

600.8707 Citation; preparation; issuance; service; municipal ordinance violation notice.

600.8709 Citation; contents; railway municipal civil infraction.

600.8711 Citation; admission; denial of responsibility; filing of sworn complaint; failure to appear; warrant for arrest.

600.8713 Materially false statement; penalty.

600.8715 Citation; appearance; response to allegations; acceptance of admission; sanctions; admission of responsibility with explanation; effect; denial of responsibility; hearing.

600.8717 Request for formal hearing.

600.8719 Informal hearing.

600.8721 Formal hearing.

600.8723 Failure to appear; default judgment.

600.8725 Issuance of citation; fee prohibited; violation.

600.8727 Municipal civil infraction; civil fine, costs, justice system assessments, damages, and expenses.

600.8729 Payment of fine, costs, assessment, damages, or expenses; default as civil contempt.

600.8731 Violation involving land, building, or other structure; nonpayment of civil fine, costs, or installment; lien.

600.8733 Trailway municipal civil infraction; seizure and impoundment of vehicle; lien; bond; payments; forfeiture and application of bond; enforcement of lien by foreclosure sale; notice; distribution of proceeds.

600.8735 Municipal civil infraction; additional costs.

Chapter 88 STATE CIVIL INFRACTIONS

600.8801 Applicability of chapter; definitions.

600.8803 State civil infraction; commencement of action; state as plaintiff; jurisdiction; time; place; venue; rights of minor.

600.8805 Citation; numbering; parts; modification; complaint treated as under oath.

600.8807 Issuance of citation by law enforcement officer.

600.8808 Citation issued to nonresident of state; leaving deposit with officer or court; failure to appear; default judgment.

600.8809 Citation; contents.

600.8811 Civil infraction; citation; necessity of sworn complaint.

600.8813 Citation; materially false statement knowingly made by officer; felony; penalty.

600.8815 Citation; response to allegations.

600.8819 Informal hearing.

600.8821 Formal hearing.

600.8823 Failure of defendant to appear at scheduled appearance, informal hearing, or formal hearing; failure of officer to appear at informal hearing; failure of prosecutor to appear at formal hearing.

600.8825 Acceptance of fee by law enforcement officer prohibited.

600.8827 Sanctions.

600.8829 Default in payment of fines, costs, assessment, or installment.

600.8831 Fines ordered under MCL 600.8827; application to libraries.

600.8835 Additional costs.

Chapter 91 STATE JUDICIAL COUNCIL

600.9101-600.9107 Repealed. 1996, Act 374, Eff. Oct. 1, 1996.

Compiler's Notes: <Paragraph><P>The repealed sections pertained to state judicial council and agreements with council employees.</P></Paragraph>

600.9108 State judicial council; pay raises and benefit plan changes prohibited.

600.9109 Payroll services.

Chapter 99
REPEALS, SAVINGS CLAUSE AND EFFECTIVE DATE

600.9901 Repeal.

600.9905 Savings clause; special cases and proceedings; law applicable.

600.9906 Special nonsevering clause as to court fees and retirement funds.

600.9911 Effective date of act.

600.9921 Courts abolished; extension of term of certain judges.

600.9922 Transfer of duties and powers to district court; circuit court referees.

600.9923 Municipal judges in third class districts.

Constitutionality: <Paragraph><P>This section was held to constitute an abuse of elective franchise, since only municipal judges were granted right of incumbency designation on the ballot, thereby giving candidate an unfair advantage. <Emph EmphType="underline">Wells</Emph> v <Emph EmphType="underline">Kent County Board of Election Commissioners</Emph>, 382 Mich 112; 168 NW2d 222 (1969).</P></Paragraph>

600.9924 Transfer of files, records, funds, and pending cases of abolished courts to district court; powers and jurisdiction of district court; orders and judgments appealable; exceptions; effect of reconstituting district court districts into single district.

Compiler's Notes: <Paragraph><P>Sections 2 and 4 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œConditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œ(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide

a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of certain sections.

Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

600.9924a Destruction of documents or records; exceptions; right to move for order setting aside conviction.

600.9925 Primary election in 1968.

600.9926 Election in 1968; terms.

600.9926a Repealed. 1982, Act 149, Imd. Eff. May 6, 1982.

Compiler's Notes: The repealed section pertained to staggered terms for district judges in certain districts.

600.9927 Election of 1968; terms; determination.

600.9928 Municipal courts; third class district; retention in certain cities.

600.9930 Municipal courts; abolition; function of district court; judges; transfer of cases; employees; municipal judge as district judge; retention of municipal court; resolutions; filing.

600.9931 Detroit recorder's court; abolishment; merger; incumbent judges; transfer of files, records, and pending cases; jurisdiction; appropriation by Wayne county; appointment, supervision, discipline, or dismissal of employees; personal property of court; reimbursement.

600.9932 Judge of municipal court of record; chief judge; recorder; salary; additional salary; increase; cost-of-living allowance or other cash.

600.9934 Commencement of district court function in forty-fifth-a and forty-fifth-b districts; abolition of municipal courts; judges of forty-fifth-a and forty-fifth-b districts; terms; affidavit of candidacy; designation of judge on ballot.

Constitutionality: <Paragraph><P>The legislature, in enacting this section, has not overstepped the boundaries specified in Const 1963, art VI, Â§ 23. <Emph EmphType="underline">Schwartz</Emph> v <Emph EmphType="underline">Secretary of State</Emph>, 393 Mich 42; 222 NW2d 517 (1974).</P></Paragraph>

Compiler's Notes: <Paragraph><P>Sections 2 to 7 of Act 145 of 1974 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œEffective date of changes.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 2. The changes in the composition of judicial circuits or district court districts as provided in this amendatory act shall become effective for judicial purposes on January 1, 1975.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œElection of additional circuit and district judges; assumption of office; appearance of new judgeships on ballot; nominating petitions; incumbent judges.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 3. The additional circuit and district judges authorized by this amendatory act shall be elected in 1974 and shall assume office on January 1, 1975. The new judgeships authorized by this amendatory act shall appear on the ballot separate and apart from other judicial offices on the ballot in the primary and general election in the respective judicial circuits and district court districts. If another judicial office of the same court is to be filled by election in the same circuit or district, a candidate for a new judgeship authorized in that circuit or district by this amendatory act shall indicate, at the time of filing his nominating petitions, whether he is filing for a new judgeship or for 1 of the other judicial offices of the same court to be filled by election in the applicable year. Petitions for a new judgeship created by this act must bear signatures affixed thereto after the effective date of this act. Any incumbent circuit or district judge whose term is expiring January 1, 1975, and who is seeking election to a judicial office of the same court in 1974 is entitled to the designation of his office even if he is a candidate for a new office of the same court authorized by this amendatory act.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œNominating petitions.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 4. Notwithstanding any other provision of law, nominating petitions for the offices added by this 1974 amendatory act shall contain not less than 1/2 of 1% nor more than 2% of the total number of votes cast in that judicial circuit for secretary of state at the last preceding general November election in which a secretary of state was elected.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œNomination, election, and terms of candidates for new circuit judgeships.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 5. Notwithstanding the provisions of sections 3 and 4 of Act No. 169 of the Public Acts of 1972, the 10 candidates for the new circuit judgeships in the third judicial circuit created by Act No. 169 of the Public Acts of 1972 who receive the highest votes in the August primary election shall be deemed nominated for the 5 new judgeships created thereby. Of the additional judgeships so created for the third judicial circuit the candidate receiving the highest number of votes in the 1974 general election shall be elected for a term of 10 years, the candidates receiving the second and third highest number of votes shall be elected for a term of 8 years, and the candidates receiving the fourth and fifth highest number of votes shall be elected for a term of 6 years.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œTerms of additional circuit judges.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 6. The additional circuit judges authorized by this amendatory act shall be elected for a term of 6 years except that the additional circuit judge authorized by this amendatory act in the forty-fourth judicial circuit shall be elected for a term of 8 years.</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œTerms of additional district judges in certain districts.</Emph></P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSection 7. In districts in which the district court is already functioning on the effective date of this amendatory act, the additional district judges authorized by this amendatory act shall be elected for a term of 6 years, except that the additional district judges authorized in the first election division of the ninth district and in the fifteenth district shall be elected for a term of 8 years and that the additional district judge authorized in the newly divided forty-first-a district shall be elected for a term of 4 years.</P></Paragraph>

600.9935 Twenty-fourth, twenty-fifth, and twenty-seventh districts; commencement of district courts and abolition of municipal courts; municipal or associate municipal judges as judges of district courts; election to district court; affidavit of candidacy; designation on ballot; terms of district judges; certain elections canceled or rendered null and void.

600.9936 Fortieth district and fourth division of fifty-second district; commencement of district courts and abolition of municipal courts; municipal or associate municipal judges as judges of district court; election to district court; affidavit of candidacy; designation on ballot; terms of district judges.

600.9937 Twenty-sixth, twenty-eighth, thirtieth, thirty-first, thirty-second-a, and sixty-second-b districts; commencement of district courts and abolition of municipal courts; municipal judge as district court judge; reduction of district judges by 1; election to district court; affidavit of candidacy; designation on ballot; election and terms of district judges.

600.9938 Twenty-third and fifty-ninth districts; commencement of district courts and abolition of municipal courts; municipal judges as district court judges; election to district court; affidavit of candidacy; designation on ballot; terms of district judges; election and term of district judge in fifty-ninth district.

600.9938a Thirty-eighth district; function and establishment of district court.

600.9939 Causes of action transferred to district court valid and subsisting; orders and judgments appealable; rights and privileges applicable to employees of abolished municipal courts.

600.9940 District court; thirty-second-b district; abolishment of municipal courts; expiration of terms of incumbent municipal judges; election and term of district court judge; causes of action, orders, and judgments; rights and privileges of employees of abolished municipal courts; resolution approving establishment of district court and district judgeship; adoption and filing; notice to state court administrator; second district court judgeship; effect of approval; expenses and capital improvements; obligation of state.

600.9941 District court in thirty-sixth district; commencement; abolition of common pleas court and traffic and ordinance division of recorder's court; election of district judges; incumbent judge of common pleas court as judge of district court; affidavit of candidacy; elections to fill new district judgeships; terms.

Compiler's Notes: <Paragraph><P>Sections 2 and 3 of Act 438 of 1980 provide:</P></Paragraph><Paragraph><P><Emph EmphType="bold">Conditional effective date; action constituting exercise of option; effect of exercising option.</Emph></P></Paragraph><Paragraph><P>Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.</P></Paragraph><Paragraph><P>(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide

a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of Chapter 91 and certain sections.

Section 3. Chapter 91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.

Sections 2, 3, and 4 of Act 146 of 1981 provide:

Repeal of MCL 600.8286, 600.8287, and 600.8288; effective date of repeal; exception.

Section 2. Except as provided in enacting section 4, sections 8286, 8287, and 8288 of Act No. 236 of the Public Acts of 1961, being sections 600.8286, 600.8287, and 600.8288 of the Compiled Laws of 1970, are repealed effective January 1, 1983.

Effective date of MCL 600.8286, 600.8287, 600.8288, and 600.8501; exception.

Section 3. Except as provided in enacting section 4, sections 8286, 8287, 8288, and 8501 shall take effect December 1, 1981.

Conditional effective date of MCL 600.8286, 600.8287, 600.8288, and 600.8501, and of enacting Section 2; adoption and filing of resolution by city of Detroit; effect of assuming responsibility for expenses.

Section 4. (1) Sections 8286, 8287, 8288, and 8501 and enacting section 2 shall not take effect unless the city of Detroit, by resolution adopted not later than November 30, 1981, by the governing body of the city, agrees to assume responsibility for any expenses required of the city by this amendatory act and an authenticated copy is filed with the secretary of state not later than 4 p.m. November 30, 1981.

(2) If the city of Detroit, acting through its governing body, agrees to assume responsibility for any expenses required of the city by this amendatory act, that action constitutes an exercise of the city's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city of all expenses and capital improvements which may result from establishment of the office of district court referee in the thirty-sixth district of the district court.

The resolution referred to in Section 4 was adopted by the city council of the city of Detroit on November 25, 1981, and an authenticated copy was filed with the secretary of state at 3:30 p.m. on November 30, 1981.

600.9943 District court in thirty-sixth district; administrative duties and powers; facilities.

Compiler's Notes: Sections 2 and 3 of Act 438 of 1980 provide:

Conditional effective date; action constituting exercise of option; effect of exercising option.

Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.

(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.

The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.

Effective date of Chapter 91 and certain sections.

Section 3. Chapter 91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.

600.9944 Repealed. 1996, Act 374, Eff. Oct. 1, 1996.

Compiler's Notes: The repealed section pertained to judicial assistants in district court in thirty-sixth district.

600.9945 District court in thirty-sixth district; definitions; ownership and use of personal property; reimbursement of state for property removed and for compensation of employees; payments to state in quarterly installments; appropriation of funds for operating and maintaining court; cost of new facilities; revenue generated by parking violation bureau; audits; applicability of subsections (1) and (3) through (9).

Compiler's Notes: Sections 2 and 3 of Act 438 of 1980 provide: Conditional effective date; action constituting exercise of option; effect of exercising option. Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect. (2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978. The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981. Effective date of Chapter 91 and certain sections. Section 3. Chapter 91 and sections 224, 541, 549f, 594, 595, 8121a, 8275, 9941, 9943, 9945, and 9946 shall take effect May 1, 1981.

600.9946 Expired. 1981, Act 2, Eff. June 30, 1985.

Compiler's Notes: The expired section provided for a joint legislative committee on state assumption of trial court operation.

600.9947 Appropriation of funds; purpose; applicability of section; trial court operational expenses; monitor of ratio of court operational expenses to court revenues; report; offset to funds to which county or district funding unit entitled under subsection (1); court revenues defined; receipt of funds by county or political subdivision.

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide: Conditional effective date; action constituting exercise of option; effect of exercising option. Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect. (2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978. The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981. Effective date of certain sections. Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.

</Paragraph>

600.9948 Repealed. 2002, Act 92, Eff. Mar. 31, 2003.

Compiler's Notes: <Paragraph><P>The repealed section pertained to election districts.</P></Paragraph>

TRIAL COURT FUNDING ACT

Act 65 of 2017

600.11101-600.11105 Repealed. 2017, Act 65, Eff. Sept. 12, 2019.

TRIAL COURT FUNDING ACT OF 2024

Act 47 of 2024

AN ACT to require the supreme court to analyze certain trial court costs and revenue sources; to develop and recommend a certain trial court fee schedule; to develop and recommend a certain trial court debt collection system; and to develop and recommend certain legislative proposals to change trial court funding.

The People of the State of Michigan enact:

600.11111 Short title.

600.11112 Definitions.

600.11113 State court administrative office; analysis and determination of revenue lost, operational costs, and maintenance of effort expenditures; state and local input requirement.

600.11114 Proposed schedule of appropriations; uniform standards on ability to pay; proposed standards for reimbursable costs.

600.11115 Statewide uniform collections system; requirements; pilot program.

600.11116 Statewide system for distribution of court revenues.

600.11117 Proposal for funding court facilities' capital improvement costs; requirements.

600.11118 Legislative proposals to effectively implement the act.

600.11119 Report.