

SUBSTITUTE FOR
SENATE BILL NO. 453

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 8501 (MCL 600.8501), as amended by 1988 PA 135.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8501. (1) In a county ~~which~~**THAT** elects by itself fewer
2 than 2 district judges, the county board of commissioners shall
3 provide for 1 district court magistrate. In all other counties in
4 districts of the first and second class, the county board of
5 commissioners shall provide for ~~at least~~**NOT LESS THAN** 1 magistrate
6 ~~when~~**IF** recommended by the judges of the district. Additional
7 magistrates may be provided by the board upon recommendation of the
8 judges. All magistrates provided for shall be appointed by the
9 judges of the district and the appointments shall be subject to

1 approval by the county board of commissioners before a person
2 assumes the duties of the office of magistrate.

3 (2) In each district of the third class, the judge or judges
4 of the district may appoint 1 or more district court magistrates. A
5 person shall not be appointed magistrate unless the person is a
6 registered elector in the district for which the person was
7 appointed **OR IN AN ADJOINING DISTRICT IF THE APPOINTMENT IS MADE**
8 **UNDER A PLAN OF CONCURRENT JURISDICTION ADOPTED UNDER CHAPTER 4.**

9 Before a person assumes the duties of the office of magistrate in a
10 district of the third class, the appointment of that person as a
11 district court magistrate ~~shall be~~ **IS** subject to approval by the
12 governing body or bodies of the district control unit or units
13 ~~which, THAT,~~ individually or in the aggregate, contain more than
14 50% of the population of the district. This subsection ~~shall~~ **DOES**
15 not apply to the thirty-sixth district.

16 (3) The thirty-sixth district shall have not more than 6
17 district court magistrates. The chief judge of the thirty-sixth
18 district may appoint 1 or more magistrates as permitted by this
19 subsection. If a vacancy occurs in the office of district court
20 magistrate, the chief judge may appoint a successor. Each
21 magistrate appointed under this subsection shall serve at the
22 pleasure of the chief judge of the thirty-sixth district.

23 (4) A person shall not be appointed district court magistrate
24 under subsection (3) unless the person is a registered elector in
25 the district **OR IN AN ADJOINING DISTRICT IF THE APPOINTMENT IS MADE**
26 **UNDER A PLAN OF CONCURRENT JURISDICTION ADOPTED UNDER CHAPTER 4.**

27 Enacting section 1. This amendatory act takes effect 90 days

1 after the date it is enacted into law.