



SENATE BILL No. 692

September 27, 1995, Introduced by Senators BOUCHARD, BENNETT, STEIL, CARL, DE GROW and MC MANUS and referred to the Committee on Judiciary.

A bill to amend section 10a of Act No. 369 of the Public Acts of 1919, entitled as amended

"An act to supplement existing laws providing for the establishment and maintenance of municipal courts of record and defining the jurisdiction of such courts; to fix the number of judges thereof; to provide a presiding judge; to define the privileges of such presiding judge; to modify the procedure in and extend the jurisdiction of said courts in certain respects, and to confer upon said courts jurisdiction in certain civil causes, and to provide for the exercise thereof, to provide for a referendum, and to provide for the abolishing of any police courts or other courts not of record having exclusive criminal jurisdiction existing in any city in which the provisions of this act become operative, and to provide for a system of civil service in the traffic and ordinance division of said courts,"

as amended by Act No. 194 of the Public Acts of 1994, being section 725.10a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 10a of Act No. 369 of the Public Acts of
2 1919, as amended by Act No. 194 of the Public Acts of 1994, being

1 section 725.10a of the Michigan Compiled Laws, is amended to read
2 as follows:

3 Sec. 10a. (1) Effective September 1, 1981, a municipal
4 court of record has original and exclusive jurisdiction of the
5 crimes or offenses listed in subdivisions (a) and (b), and has
6 jurisdiction of the crimes listed in subdivision (c), committed
7 within the corporate limits of the city of Detroit:

8 (a) Crimes or offenses punishable by imprisonment for more
9 than 1 year.

10 (b) Crimes or offenses designated by law as felonies.

11 (c) ~~A violation of section 83, 89, 91, 316, 317, 520b, 529,~~
12 ~~or 529a of the Michigan penal code, Act No. 328 of the Public~~
13 ~~Acts of 1931, being sections 750.83, 750.89, 750.91, 750.316,~~
14 ~~750.317, 750.520b, 750.529, and 750.529a of the Michigan Compiled~~
15 ~~Laws, or section 7401(2)(a)(i) or 7403(2)(a)(i) of the public~~
16 ~~health code, Act No. 368 of the Public Acts of 1978, being sec-~~
17 ~~tions 333.7401 and 333.7403 of the Michigan Compiled Laws,~~

18 SPECIFIED JUVENILE VIOLATION if committed by a juvenile ~~15~~ 14
19 years of age or older and less than 17 years of age. AS USED IN
20 THIS SUBDIVISION, "SPECIFIED JUVENILE VIOLATION" MEANS ANY OF THE
21 FOLLOWING:

22 (i) A VIOLATION OF SECTION 72, 83, 86, 89, 91, 316, 317,
23 349, 520B, 529, 529A, OR 531 OF THE MICHIGAN PENAL CODE, ACT
24 NO. 328 OF THE PUBLIC ACTS OF 1931, BEING SECTIONS 750.72,
25 750.83, 750.86, 750.89, 750.91, 750.316, 750.317, 750.349,
26 750.520B, 750.529, 750.529A, AND 750.531 OF THE MICHIGAN COMPILED
27 LAWS.

1 (ii) A VIOLATION OF SECTION 7401(2)(A)(i) OR 7403(2)(A)(i)
2 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE PUBLIC ACTS OF
3 1978, BEING SECTIONS 333.7401 AND 333.7403 OF THE MICHIGAN
4 COMPILED LAWS.

5 (iii) CONSPIRACY TO COMMIT A VIOLATION DESCRIBED IN SUBPARA-
6 GRAPH (i) OR (ii).

7 (iv) SOLICITATION TO COMMIT A VIOLATION DESCRIBED IN SUB-
8 PARAGRAPH (i) OR (ii).

9 (v) ANY LESSER INCLUDED OFFENSE OF A VIOLATION DESCRIBED IN
10 SUBPARAGRAPH (i), (ii), (iii), OR (iv) IF THE INDIVIDUAL IS
11 CHARGED WITH A VIOLATION DESCRIBED IN SUBPARAGRAPH (i), (ii),
12 (iii), OR (iv).

13 (vi) ANY OTHER VIOLATION ARISING OUT OF THE SAME TRANSACTION
14 AS A VIOLATION DESCRIBED IN SUBPARAGRAPH (i), (ii), (iii), OR
15 (iv) IF THE INDIVIDUAL IS CHARGED WITH A VIOLATION DESCRIBED IN
16 SUBPARAGRAPH (i), (ii), (iii), OR (iv).

17 (2) In addition to the jurisdiction provided in subsection
18 (1), a municipal court of record has jurisdiction of those cases
19 pending in the municipal court of record on August 31, 1981.

20 Section 2. This amendatory act shall not take effect unless
21 all of the following bills of the 88th Legislature are enacted
22 into law:

23 (a) Senate Bill No. 689.

24

25 (b) Senate Bill No. 690.

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1 (c) Senate Bill No. 691.

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3 (d) Senate Bill No. 693.

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