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VENUE; TRAFFIC CIVIL INFRACTIONS

House Bill 5741

Sponsor: Rep. David Gubow

Committee: Judiciary

Complete to 4-26-98

A SUMMARY OF HOUSE BILL 5741 AS INTRODUCED 4-2-98

The Revised Judicature Act sets the venue for civil infractions. Venue designates the particular county or city in which a court with jurisdiction may hear and determine the case. In actions for civil infractions, the venue is generally determined by and is in the county, district, or political subdivision where the infraction occurred.

House Bill 5741 would amend the Revised Judicature Act to allow an alternative means for determining venue in counties that contained more than one judicial district. The bill would allow the state court administrator, the Department of State Police and the local funding unit for a judicial district within the county to enter an agreement designating the judicial district as the venue for traffic violation civil infractions that were issued within the county by the state police. More than one district could be designated as a district of venue, but a separate agreement would have to be provided for each designation. The agreement could be amended by the parties and would take effect on the date agreed upon by the parties. Any one of the three parties to the agreement could cancel the agreement; however, the party canceling the agreement would have to give at least 180 days prior notice to the other parties.

MCL 600.8312

House Bill 5741 (4-26-98)

Analyst: W. Flory

■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.