

**SFA**

BILL ANALYSIS

Senate Fiscal Agency

Lansing, Michigan 48909

(517) 373-5383

Senate Bill 411 (Substitute S-1 as reported)

Sponsor: Senator Virgil C. Smith, Jr.

Committee: Judiciary

Date Completed: 5-8-90

**RATIONALE**

Michigan's 1963 Constitution revised the State's judicial system to eliminate the office of justice of the peace. Several State statutes still make reference to that office, however. Some people feel that those obsolete references should be deleted from the law books.

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**CONTENT**

The bill would amend sections of Public Act 229 of 1887, Public Act 263 of 1861, Chapter 126 of the Revised Statutes of 1846, Public Act 116 of 1911, and Public Act 160 of 1897, and repeal sections of Public Act 229 of 1887, to eliminate language pertaining to justices of the peace. The sections affected by the bill deal with the filing of liens.

MCL 426.5 et al., 426.53, 570.188, 570.335, 570.357, and 570.362

**FISCAL IMPACT**

The bill would have no fiscal impact on State or local government. Duties performed by justices of the peace, since their abolition in the last constitutional revision, have been absorbed by other courts. The State would not incur any additional costs under this bill.

**ARGUMENTS****Supporting Argument**

References to justices of the peace in Michigan's State statutes are obsolete, since the 1963 State Constitution eliminated those positions. The references should be deleted to update the statutes.

Legislative Analyst: P. Affholter

Fiscal Analyst: F. Sanchez

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.

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