



SENATE BILL No. 672

June 2, 1993, Introduced by Senator VAN REGENMORTER 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. 51 of the Public Acts of 1988, 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. 51 of the Public Acts of 1988, 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 ~~shall have~~ HAS original and exclusive jurisdic-
5 tion of the crimes or offenses listed in subdivisions (a) and (b)
6 and ~~shall have~~ HAS jurisdiction of the crimes listed in
7 ~~subdivision (c)~~ SUBDIVISIONS (C) AND (D), committed within the
8 corporate limits of the city of Detroit:

9 (a) ~~These crimes~~ CRIMES or offenses punishable by impris-
10 onment for more than 1 year.

11 (b) ~~These crimes~~ CRIMES or offenses designated by law as
12 felonies.

13 (c) A violation of section 83, 89, 91, 316, 317, 520b, or
14 529 of the Michigan penal code, Act No. 328 of the Public Acts of
15 1931, being sections 750.83, 750.89, 750.91, 750.316, 750.317,
16 750.520b, and 750.529 of the Michigan Compiled Laws, or section
17 7401(2)(a)(i) or 7403(2)(a)(i) of the public health code, Act
18 No. 368 of the Public Acts of 1978, being sections 333.7401 and
19 333.7403 of the Michigan Compiled Laws, ~~if~~ committed by a juve-
20 nile 15 years of age or older and less than 17 years of age.

21 (D) A CRIME OR OFFENSE PUNISHABLE BY IMPRISONMENT FOR MORE
22 THAN 1 YEAR NOT LISTED IN SUBDIVISION (C) THAT ARISES OUT OF THE
23 SAME COURSE OF CONDUCT AS A VIOLATION LISTED IN SUBDIVISION (C)
24 COMMITTED BY A JUVENILE 15 YEARS OF AGE OR OLDER AND LESS THAN 17
25 YEARS OF AGE.

26 (2) IF A JUVENILE 15 YEARS OF AGE OR OLDER AND LESS THAN 17
27 YEARS OF AGE IS IN THE MUNICIPAL COURT OF RECORD FOR FURTHER

1 PROCEEDINGS FOR A VIOLATION DESCRIBED IN SUBSECTION (1)(A) OR
2 (B), THE COURT HAS JURISDICTION OVER ANY LESSER INCLUDED OFFENSE
3 OF THE VIOLATION FOR WHICH THE JUVENILE IS CONVICTED AS THE
4 RESULT OF A TRIAL.

5 (3) ~~(2)~~ In addition to the jurisdiction provided in
6 ~~subsection (1)~~ SUBSECTIONS (1) AND (2), a municipal court of
7 record ~~shall have~~ HAS jurisdiction of ~~these~~ cases ~~which are~~
8 pending in the municipal court of record as of August 31, 1981.

9 Section 2. This amendatory act shall not take effect unless
10 all of the following bills of the 87th Legislature are enacted
11 into law:

12 (a) Senate Bill No. 671.

13
14 (b) Senate Bill No. 673.

15
16 (c) Senate Bill No. 674.