

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 5220

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 8112 (MCL 600.8112).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8112. (1) ~~The~~ EXCEPT AS PROVIDED IN SUBSECTION (2),
2 THE second district consists of the counties of Lenawee and
3 Hillsdale, is a district of the first class, and is divided into
4 the following election divisions:

5 (a) The first division consists of the county of Lenawee and
6 has 2 judges.

7 (b) The second division consists of the county of Hillsdale
8 and has 1 judge.

9 (2) EFFECTIVE JANUARY 1, 1999, IF THE COUNTY OF LENAWE
10 APPROVES THE CREATION OF THE SECOND-A DISTRICT PURSUANT TO LAW,

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1 AND IF THE COUNTY OF HILLSDALE APPROVES THE CREATION OF THE
2 SECOND-B DISTRICT PURSUANT TO LAW, BOTH OF THE FOLLOWING APPLY:

3 (A) THE SECOND-A DISTRICT CONSISTS OF THE COUNTY OF LENAWEE,
4 IS A DISTRICT OF THE FIRST CLASS, AND HAS 2 JUDGES.

5 (B) THE SECOND-B DISTRICT CONSISTS OF THE COUNTY OF
6 HILLSDALE, IS A DISTRICT OF THE FIRST CLASS, AND HAS 1 JUDGE.

7 Enacting section 1. The creation of the second-a district
8 and the second-b district, as allowed by this 1998 amendatory
9 act, shall not take place unless resolutions of approval by the
10 county boards of commissioners of the counties of Lenawee and
11 Hillsdale, as required by section 8176 of the revised judicature
12 act of 1961, 1961 PA 236, MCL 600.8176, are filed with the state
13 court administrator not later than April 1, 1998.

14 Enacting section 2. If new judicial districts of the dis-
15 trict court are created under this amendatory act pursuant to
16 section 8176 of the revised judicature act of 1961, 1961 PA 236,
17 MCL 800.8176, the change in the composition of the affected judi-
18 cial districts shall take effect for election purposes on
19 April 1, 1998 and shall take effect for judicial purposes on
20 January 1, 1999. If the second-a district and the second-b dis-
21 trict are created pursuant to this amendatory act, both of the
22 following apply to the judges of the second district serving on
23 the effective date of this amendatory act:

24 (a) The incumbent judge who resides in Hillsdale county and
25 whose term expires on January 1, 2003 shall become a judge of the
26 second-b district on January 1, 1999 for the balance of the term
27 for which he or she was elected, except that he or she must

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1 continue to meet other requirements for eligibility to serve as
2 district judge, including residency requirements.

3 (b) If the incumbent judge who resides in Lenawee county and
4 whose term expires January 1, 1999 seeks election in the second-a
5 district for a term beginning January 1, 1999 and meets other
6 requirements for eligibility to serve as district judge, includ-
7 ing residency requirements, that judge is entitled to the desig-
8 nation of his or her office on the ballot in the 1998 August pri-
9 mary election and in the 1998 November general election. The
10 incumbent judge may qualify for nomination by filing an affidavit
11 of candidacy as an incumbent judge of the second-a district as
12 provided in section 467c of the Michigan election law, 1954 PA
13 116, MCL 168.467c.

14 (c) The incumbent judge who resides in Lenawee county and
15 whose term expires January 1, 2003 shall become a judge of the
16 second-a district on January 1, 1999 for the balance of the term
17 for which he or she was elected or appointed, except that he or
18 she must continue to meet other requirements for eligibility to
19 serve as district judge, including residency requirements.