

**SUBSTITUTE FOR
SENATE BILL NO. 813**

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 302 (MCL 600.302), as amended by 1993
PA 190.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 302. (1) For the election of judges, the state is
2 divided into 4 judicial districts. Each district is entitled to
3 elect 7 judges. The districts are constituted and numbered as
4 follows:

5 District 1 consists of the counties of Wayne, Monroe, and
6 Lenawee.

7 District 2 consists of the counties of Genesee, Shiawassee,
8 Oakland, and Macomb.

9 District 3 consists of the counties of Berrien, Cass,
10 St. Joseph, Branch, Hillsdale, Washtenaw, Livingston, Jackson,

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1 Calhoun, Kalamazoo, Van Buren, Allegan, Barry, Kent, Ottawa, and
2 Muskegon.

3 District 4 consists of the counties of Eaton, Ingham, Ionia,
4 Montcalm, Clinton, Gratiot, Saginaw, Tuscola, Lapeer, St. Clair,
5 Sanilac, Huron, Bay, Midland, Isabella, Mecosta, Newaygo, Oceana,
6 Mason, Lake, Osceola, Clare, Gladwin, Arenac, Iosco, Ogemaw,
7 Roscommon, Missaukee, Wexford, Manistee, Benzie, Grand Traverse,
8 Leelanau, Kalkaska, Crawford, Oscoda, Alcona, Alpena,
9 Montmorency, Otsego, Antrim, Emmet, Charlevoix, Cheboygan,
10 Presque Isle, Mackinac, Chippewa, Luce, Schoolcraft, Alger,
11 Delta, Menominee, Dickinson, Marquette, Iron, Baraga, Houghton,
12 Keweenaw, Gogebic, and Ontonagon.

13 (2) IN ACCORDANCE WITH SECTION 8 OF ARTICLE VI OF THE STATE
14 CONSTITUTION OF 1963, THE COURT OF APPEALS DISTRICTS SHALL BE
15 DRAWN ON COUNTY LINES AND BE AS NEARLY AS POSSIBLE OF EQUAL
16 POPULATION.

17 (3) IN ORDER TO CONTINUE THE PRIOR PRACTICE AND NOT TO
18 CHANGE OR ALTER THE HISTORIC METHOD BY WHICH COURT OF APPEALS
19 ARE DETERMINED, ANY CHANGE IN THE COURT OF APPEALS DISTRICT'S
20 BOUNDARIES SHALL BE DETERMINED BY USING POPULATION DATA FROM THE UNITED
21 STATES BUREAU OF THE CENSUS IDENTICAL TO THOSE FROM THE ACTUAL
22 ENUMERATION CONDUCTED BY THE UNITED STATES BUREAU OF THE CENSUS
23 FOR THE APPORTIONMENT OF THE REPRESENTATIVES OF THE UNITED STATES
24 HOUSE OF REPRESENTATIVES IN THE UNITED STATES DECENNIAL CENSUS,
25 EXCEPT THAT THE APPORTIONMENT DATA FOR REDISTRICTING SHALL NOT
26 INCLUDE ANY POPULATION THAT IS NOT ALLOCATED TO SPECIFIC CENSUS
27 BLOCKS WITHIN THIS STATE, SUCH AS AMERICANS RESIDING OVERSEAS,

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1 EVEN IF THAT POPULATION WAS LEGALLY INCLUDED IN THE APPORTIONMENT
2 DATA OF THIS STATE FOR THE PURPOSE OF ALLOCATING SEATS AMONG THE
3 STATES. DISTRICT BOUNDARIES SHALL NOT BE DETERMINED BY USING
4 CENSUS BUREAU POPULATION COUNTS DERIVED FROM ANY OTHER MEANS,
5 INCLUDING, BUT NOT LIMITED TO, THE USE OF STATISTICAL SAMPLING TO
6 ADD OR SUBTRACT POPULATION BY INFERENCE. OTHER GOVERNMENTAL
7 CENSUS FIGURES OF TOTAL POPULATION MAY BE USED IF TAKEN SUBSE-
8 QUENT TO THE LAST DECENNIAL UNITED STATES CENSUS AND THE UNITED
9 STATES CENSUS FIGURES ARE NOT ADEQUATE FOR THE PURPOSES OF THIS
10 ACT. A CONTRACT MAY BE ENTERED INTO WITH THE UNITED STATES
11 CENSUS BUREAU OR ANY OTHER GOVERNMENTAL UNIT TO MAKE ANY SPECIAL
12 CENSUS IF THE LATEST UNITED STATES DECENNIAL CENSUS FIGURES ARE
13 NOT ADEQUATE FOR THE PURPOSES OF THIS ACT.