

HOUSE BILL No. 4750

June 2, 1999, Introduced by Rep. LaSata and referred to the Committee on Criminal Law and Corrections.

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8511 (MCL 600.8511), as amended by 1996 PA 79.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8511. A district court magistrate ~~shall have~~ HAS the
2 following jurisdiction and duties:
3 (a) To arraign and sentence upon pleas of guilty or nolo
4 contendere for violations of the following acts or parts of acts,
5 or a local ordinance substantially corresponding to these acts or
6 parts of acts, when authorized by the chief judge of the district
7 court and if the maximum permissible punishment does not exceed
8 ~~90~~ 93 days in jail or a fine, or both:
9 (i) Michigan vehicle code, ~~Act No. 300 of the Public Acts~~
10 of 1949, being sections 257.1 to 257.923 of the Michigan Compiled

1 ~~Laws~~ 1949 PA 300, MCL 257.1 TO 257.923, except for violations of
2 ~~sections 625 and 625b~~ SECTION 625 of ~~Act No. 300 of the Public~~
3 ~~Acts of 1949, being sections 257.625 and 257.625b of the Michigan~~
4 ~~Compiled Laws~~ THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL
5 257.625. However, the magistrate may have the jurisdiction to
6 arraign defendants and set bond with regard to violations of
7 ~~sections 625 and 625b~~ SECTION 625 of ~~Act No. 300 of the Public~~
8 ~~Acts of 1949~~ THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL
9 257.625.

10 (ii) Part 487 ~~(sport fishing)~~ of the natural resources and
11 environmental protection act, ~~Act No. 451 of the Public Acts of~~
12 ~~1994, being sections 324.48701 to 324.48740 of the Michigan~~
13 ~~Compiled Laws~~ 1994 PA 451, MCL 324.48701 TO 324.48740.

14 (iii) Part 401 ~~(wildlife conservation)~~ of Act No. 451 of
15 ~~the Public Acts of 1994, being sections 324.40101 to 324.40119 of~~
16 ~~the Michigan Compiled Laws~~ OF THE NATURAL RESOURCES OF ENVIRON-
17 MENTAL PROTECTION ACT, 1994 PA 451, MCL 324.40101 TO 324.40119.

18 (iv) Part 801 ~~(marine safety)~~ of Act No. 451 of the Public
19 ~~Acts of 1994, being sections 324.80101 to 324.80199 of the~~
20 ~~Michigan Compiled Laws~~ OF THE NATURAL RESOURCES AND ENVIRONMEN-
21 TAL PROTECTION ACT, 1994 PA 451, MCL 324.80101 TO 324.80199.

22 (v) The motor carrier act, ~~Act No. 254 of the Public Acts~~
23 ~~of 1933, being sections 475.1 to 479.43 of the Michigan Compiled~~
24 ~~Laws~~ 1933 PA 254, MCL 475.1 TO 479.43.

25 (vi) Motor carrier safety act of 1963, ~~Act No. 181 of the~~
26 ~~Public Acts of 1963, being sections 480.11 to 480.21 of the~~
27 ~~Michigan Compiled Laws~~ 1963 PA 181, MCL 480.11 TO 480.22.

1 (vii) Part 821 ~~—(snowmobiles)~~ of Act No. 451 of the Public
2 ~~Acts of 1994, being sections 324.82101 to 324.82159 of the~~
3 ~~Michigan Compiled Laws~~ OF THE NATURAL RESOURCES AND ENVIRONMEN-
4 TAL PROTECTION ACT, 1994 PA 451, MCL 324.82101 TO 324.82160.

5 (viii) Dog law of 1919, ~~Act No. 339 of the Public Acts of~~
6 ~~1919, being sections 287.261 to 287.290 of the Michigan Compiled~~
7 ~~Laws~~ 1919 PA 339, MCL 287.261 TO 287.290.

8 (ix) Section ~~33a, 33b, or 34 of the Michigan liquor control~~
9 ~~act, Act No. 8 of the Public Acts of the Extra Session of 1933,~~
10 ~~being sections 436.33a, 436.33b, and 436.34 of the Michigan~~
11 ~~Compiled Laws~~ 703 OR 915 OF THE MICHIGAN LIQUOR CONTROL CODE OF
12 1998, 1998 PA 58, MCL 436.1703 AND 436.1915.

13 (x) Part 5 ~~—(department of natural resources general powers~~
14 ~~and duties)~~ of Act No. 451 of the Public Acts of 1994, being sec-
15 ~~tions 324.501 to 324.511 of the Michigan Compiled Laws~~ OF THE
16 NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451,
17 MCL 324.501 TO 324.511.

18 (xi) Part 811 ~~—(off-road recreation vehicles)~~ of Act No. 451
19 ~~of the Public Acts of 1994, being sections 324.81101 to 324.81150~~
20 ~~of the Michigan Compiled Laws~~ OF THE NATURAL RESOURCES AND ENVI-
21 RONMENTAL PROTECTION ACT, 1994 PA 451, MCL 324.81101 TO
22 324.81150.

23 (xii) Part 89 ~~—(littering)~~ of Act No. 451 of the Public Acts
24 ~~of 1994, being sections 324.8901 to 324.8907 of the Michigan~~
25 ~~Compiled Laws~~ OF THE NATURAL RESOURCES AND ENVIRONMENTAL PROTEC-
26 TION ACT, 1994 PA 451, MCL 324.8901 TO 324.8907.

1 (*xiii*) Part 435 ~~—(hunting and fishing licensing) of Act~~
2 ~~No. 451 of the Public Acts of 1994, being sections 324.43501 to~~
3 ~~324.43561 of the Michigan Compiled Laws~~ OF THE NATURAL RESOURCES
4 AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451, MCL 324.43501 TO
5 324.43561.

6 (*xiv*) Part 731 ~~—(recreational trespass) of Act No. 451 of~~
7 ~~the Public Acts of 1994, being sections 324.73101 to 324.73111 of~~
8 ~~the Michigan Compiled Laws~~ OF THE NATURAL RESOURCES AND ENVIRON-
9 MENTAL PROTECTION ACT, 1994 PA 451, MCL 324.73101 TO 324.73111.

10 (*xv*) Chapter LXXXV of the Michigan penal code, ~~Act No. 328~~
11 ~~of the Public Acts of 1931, being sections 750.546 to 750.552a of~~
12 ~~the Michigan Compiled Laws~~ 1931 PA 328, MCL 750.546 TO
13 750.552B.

14 (b) To issue warrants for the arrest of a person upon the
15 written authorization of the prosecuting or municipal attorney,
16 except written authorization shall not be required for a vehicle
17 law or ordinance violation within the jurisdiction of the magis-
18 trate if a police officer issued a traffic citation pursuant to
19 section 728 of the Michigan vehicle code, ~~Act No. 300 of the~~
20 ~~Public Acts of 1949, being section 257.728 of the Michigan~~
21 ~~Compiled Laws~~ 1949 PA 300, MCL 257.728, and the defendant failed
22 to appear.

23 (c) To fix bail and accept bond in all cases.

24 (d) To issue search warrants, when authorized to do so by a
25 district court judge.