

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 5103

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending sections 8121 and 8123 (MCL 600.8121 and 600.8123), as
amended by 2011 PA 300.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8121. (1) The sixteenth district consists of the city of
2 Livonia, is a district of the third class, and has 2 judges.

3 (2) The seventeenth district consists of the township of
4 Redford in the county of Wayne, is a district of the third class,
5 and has 2 judges.

6 (3) The eighteenth district consists of the city of Westland,
7 is a district of the third class, and has 2 judges.

8 (4) The nineteenth district consists of the city of Dearborn,
9 is a district of the third class, and has 3 judges.

1 (5) The twentieth district consists of the city of Dearborn
2 Heights, is a district of the third class, and has 2 judges.

3 (6) The twenty-first district consists of the city of Garden
4 City, is a district of the third class, and has 1 judge.

5 (7) The twenty-second district consists of the city of
6 Inkster, is a district of the third class, and has 1 judge.

7 (8) The twenty-third district consists of the city of Taylor,
8 is a district of the third class, and has 2 judges.

9 (9) The twenty-fourth district consists of the cities of Allen
10 Park and Melvindale, is a district of the third class, and has 2
11 judges.

12 (10) The twenty-fifth district consists of the city of Lincoln
13 Park, is a district of the third class, and has 2 judges. Beginning
14 April 1, 2012, the twenty-fifth district consists of the cities of
15 Ecorse, Lincoln Park, and River Rouge, is a district of the third
16 class, and has 3 judges. The additional judgeship in the twenty-
17 fifth district shall be filled by the incumbent judge of the
18 twenty-sixth district, who shall become a judge of the twenty-fifth
19 district for the balance of the term to which he or she was elected
20 or appointed. Sections 8175 and 8176 do not apply to the ~~April 1,~~
21 ~~2012 reformation~~ **CONSOLIDATION** of the twenty-fifth district. ~~AND~~
22 **TWENTY-SIXTH DISTRICTS. BEGINNING APRIL 2, 2012, THE TWENTY-FIFTH**
23 **DISTRICT HAS 2 JUDGES.**

24 (11) The twenty-sixth district consists of the cities of River
25 Rouge and Ecorse, is a district of the third class, and has 1
26 judge. Beginning on April 1, 2012, the twenty-sixth district is
27 abolished and the judge of the twenty-sixth district shall become a

1 judge of the twenty-fifth district for the balance of the term to
2 which he or she was elected or appointed.

3 (12) The twenty-seventh district consists of the cities of
4 Wyandotte and Riverview, is a district of the third class, and has
5 1 judge.

6 (13) The twenty-eighth district consists of the city of
7 Southgate, is a district of the third class, and has 1 judge.

8 (14) The twenty-ninth district consists of the city of Wayne,
9 is a district of the third class, and has 1 judge.

10 (15) The thirtieth district consists of the city of Highland
11 Park, is a district of the third class, and has 1 judge.

12 (16) The thirty-first district consists of the city of
13 Hamtramck, is a district of the third class, and has 1 judge.

14 (17) The thirty-second-a district consists of the city of
15 Harper Woods, is a district of the third class, and has 1 judge.

16 (18) The thirty-second-b district consists of the cities of
17 Grosse Pointe Woods, Grosse Pointe Park, Grosse Pointe, and Grosse
18 Pointe Farms, and the village of Grosse Pointe Shores, is a
19 district of the third class, and has 1 judge.

20 (19) The thirty-third district consists of the cities of
21 Trenton, Gibraltar, Woodhaven, Rockwood, and Flat Rock and the
22 townships of Brownstown and Grosse Ile in the county of Wayne, is a
23 district of the third class, and has **THE FOLLOWING NUMBER OF**
24 **JUDGES:**

25 (A) **UNTIL THE DATE DETERMINED UNDER SUBDIVISION (B), 3 judges.**

26 (B) **BEGINNING ON THE EARLIER OF THE FOLLOWING DATES, 2 JUDGES:**

27 (i) **THE DATE ON WHICH A VACANCY OCCURS IN THE OFFICE OF**

House Bill No. 5103 as amended February 8, 2012

DISTRICT JUDGE IN THIS DISTRICT.

(ii) THE BEGINNING DATE OF THE TERM FOR WHICH AN INCUMBENT
DISTRICT JUDGE IN THIS DISTRICT NO LONGER SEEKS ELECTION OR
REELECTION TO THAT OFFICE.

(20) The thirty-fourth district consists of the townships of
Sumpter, Van Buren, and Huron in the county of Wayne and the cities
of Romulus and Belleville, is a district of the third class, and
has 3 judges.

(21) The thirty-fifth district consists of the cities of
Northville and Plymouth and the townships of Northville, Plymouth,
and Canton in the county of Wayne, is a district of the third
class, and has 3 judges.

Sec. 8123. (1) <<The

>> forty-third district consists of the cities of
Madison Heights, Ferndale, and Hazel Park, is a district of the
third class, and has 3 judges. <<

House Bill No. 5103 as amended February 8, 2012

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(2) ~~The~~ EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, THE
 6 forty-fourth district consists of the city of Royal Oak, is a
 7 district of the third class, and has 2 judges. BEGINNING JANUARY 2,
 8 2013, THE FORTY-FOURTH DISTRICT <<HAS 1 JUDGE BEGINNING ON THE
 9 EARLIER OF THE FOLLOWING DATES:

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(A) THE DATE ON WHICH A VACANCY OCCURS IN THE OFFICE OF DISTRICT
 11 JUDGE IN THE FORTY-FOURTH DISTRICT.

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(B) THE BEGINNING DATE OF THE TERM FOR WHICH AN INCUMBENT
 DISTRICT JUDGE IN THE FORTY-FOURTH DISTRICT NO LONGER SEEKS ELECTION
 OR REELECTION TO THAT OFFICE.>>

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(3) ~~The~~ EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, THE
 13 forty-fifth-a district consists of the city of Berkley, is a
 14 district of the third class, and has 1 judge. SUBJECT TO SUBSECTION
 15 <<(11)>>, BEGINNING JULY 1, 2012, THE FORTY-FIFTH DISTRICT IS CREATED.
 16 THE FORTY-FIFTH DISTRICT CONSISTS OF THE CITIES OF BERKLEY,
 17 HUNTINGTON WOODS, OAK PARK, AND PLEASANT RIDGE AND THE TOWNSHIP OF
 18 ROYAL OAK IN THE COUNTY OF OAKLAND, IS A DISTRICT OF THE THIRD
 19 CLASS, AND HAS 3 JUDGES. BEGINNING JULY 1, 2012, THE FORTY-FIFTH-A
 20 DISTRICT IS ABOLISHED AND THE JUDGE OF THE FORTY-FIFTH-A DISTRICT
 21 SHALL BECOME A JUDGE OF THE FORTY-FIFTH DISTRICT FOR THE BALANCE OF
 22 THE TERM TO WHICH HE OR SHE WAS ELECTED OR APPOINTED. SECTIONS 8175
 23 AND 8176 DO NOT APPLY TO THE CONSOLIDATION OF THE FORTY-FIFTH-A AND
 24 FORTY-FIFTH-B DISTRICTS. FOR PURPOSES OF THE NOVEMBER 2020 GENERAL
 25 ELECTION ONLY, THE TERM OF THE CANDIDATE FOR DISTRICT JUDGE IN THE
 26 FORTY-FIFTH JUDICIAL DISTRICT WHO RECEIVES THE HIGHEST NUMBER OF
 27 VOTES IS 8 YEARS AND THE TERM OF THE CANDIDATE FOR DISTRICT JUDGE

1 IN THE FORTY-FIFTH JUDICIAL DISTRICT WHO RECEIVES THE SECOND
2 HIGHEST NUMBER OF VOTES IS 6 YEARS. BEGINNING JULY 2, 2012, THE
3 FORTY-FIFTH DISTRICT HAS 2 JUDGES BEGINNING ON THE EARLIER OF THE
4 FOLLOWING DATES:

5 (A) THE DATE ON WHICH A VACANCY OCCURS IN THE OFFICE OF
6 DISTRICT JUDGE IN THE FORTY-FIFTH DISTRICT.

7 (B) THE BEGINNING DATE OF THE TERM FOR WHICH AN INCUMBENT
8 DISTRICT JUDGE IN THE FORTY-FIFTH DISTRICT NO LONGER SEEKS ELECTION
9 OR REELECTION TO THAT OFFICE.

10 (4) ~~The~~ EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, THE
11 forty-fifth-b district consists of the cities of Huntington Woods,
12 Oak Park, and Pleasant Ridge and the township of Royal Oak in the
13 county of Oakland, is a district of the third class, and has 2
14 judges. BEGINNING JULY 1, 2012, THE FORTY-FIFTH-B DISTRICT IS
15 ABOLISHED AND THE JUDGES OF THE FORTY-FIFTH-B DISTRICT SHALL BECOME
16 JUDGES OF THE FORTY-FIFTH DISTRICT FOR THE BALANCE OF THE TERM TO
17 WHICH THEY WERE ELECTED OR APPOINTED.

18 (5) The forty-sixth district consists of the cities of
19 Southfield and Lathrup Village and the township of Southfield in
20 the county of Oakland, is a district of the third class, and has 3
21 judges.

22 (6) The forty-seventh district consists of the cities of
23 Farmington and Farmington Hills, is a district of the third class,
24 and has 2 judges. ~~Subject to section 8175, this district may have 1~~
25 ~~additional judge subject to review and recommendation by the state~~
26 ~~court administrator to the legislature and subsequent legislation,~~
27 ~~if and when a district court judgeship is eliminated within the~~

1 ~~state of Michigan.~~

2 (7) The forty-eighth district consists of the cities of
3 Birmingham, Bloomfield Hills, Sylvan Lake, Keego Harbor, and
4 Orchard Lake Village and the townships of Bloomfield and West
5 Bloomfield in the county of Oakland, is a district of the third
6 class, and has **THE FOLLOWING NUMBER OF JUDGES:**

7 (A) UNTIL THE DATE DETERMINED UNDER SUBDIVISION (B), THE
8 FORTY-EIGHTH DISTRICT HAS 3 judges.

9 (B) THE FORTY-EIGHTH DISTRICT HAS 2 JUDGES BEGINNING ON THE
10 EARLIER OF THE FOLLOWING DATES:

11 (i) THE DATE ON WHICH A VACANCY OCCURS IN THE OFFICE OF
12 DISTRICT JUDGE IN THIS DISTRICT.

13 (ii) THE BEGINNING DATE OF THE TERM FOR WHICH AN INCUMBENT
14 DISTRICT JUDGE IN THIS DISTRICT NO LONGER SEEKS ELECTION OR
15 REELECTION TO THAT OFFICE.

16 (8) The fiftieth district consists of the city of Pontiac, is
17 a district of the third class, and has **THE FOLLOWING NUMBER OF**
18 **JUDGES:**

19 (A) UNTIL THE DATE DETERMINED UNDER SUBDIVISION (B), 4 judges.

20 (B) THE FIFTIETH DISTRICT HAS 3 JUDGES BEGINNING ON THE
21 EARLIER OF THE FOLLOWING DATES:

22 (i) THE DATE ON WHICH A VACANCY OCCURS IN THE OFFICE OF
23 DISTRICT JUDGE IN THIS DISTRICT.

24 (ii) THE BEGINNING DATE OF THE TERM FOR WHICH AN INCUMBENT
25 DISTRICT JUDGE IN THIS DISTRICT NO LONGER SEEKS ELECTION OR
26 REELECTION TO THAT OFFICE.

27 (9) The fifty-first district consists of the township of

House Bill No. 5103 as amended February 8, 2012

1 Waterford in the county of Oakland, is a district of the third
2 class, and has 2 judges.

3 (10) The fifty-second district consists of the county of
4 Oakland except the cities of Madison Heights, Ferndale, Hazel Park,
5 Royal Oak, Berkley, Huntington Woods, Oak Park, Pleasant Ridge,
6 Southfield, Lathrup Village, Farmington, Farmington Hills,
7 Northville, Sylvan Lake, Keego Harbor, Orchard Lake Village,
8 Birmingham, Bloomfield Hills, and Pontiac and the townships of
9 Royal Oak, Southfield, West Bloomfield, Bloomfield, and Waterford,
10 is a district of the second class, and is divided into the
11 following election divisions:

12 (a) The first division consists of the cities of Novi, South
13 Lyon, Wixom, and Walled Lake and the townships of Milford,
14 Highland, Commerce, Lyon, and Novi and has 3 judges.

15 (b) The second division consists of the city of the village of
16 Clarkston and the townships of Springfield, Independence, Holly,
17 Groveland, Brandon, Rose, and White Lake and has 2 judges.

18 (c) The third division consists of the cities of Rochester,
19 Auburn Hills, Rochester Hills, and Lake Angelus and the townships
20 of Oxford, Addison, Orion, and Oakland and has 3 judges.

21 (d) Except as otherwise provided in this subdivision, the
22 fourth division consists of the cities of Troy and Clawson and has
23 3 judges. Beginning 12 noon, January 1, 2013, the fourth division
24 has 2 judges.

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House Bill No. 5103 as amended February 8, 2012

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3 (11)>> IF THE DISTRICT CONTROL UNITS FOR THE FORTY-FIFTH-A AND
4 FORTY-FIFTH-B DISTRICT COURT DISTRICTS SUBMIT AN ALTERNATIVE
5 JUDICIAL REORGANIZATION PLAN THAT IS APPROVED BY THE STATE COURT
6 ADMINISTRATIVE OFFICE BY JULY 1, 2012, THEN THE REORGANIZATION
7 PROVISIONS OF SUBSECTIONS (3) AND (4) DO NOT APPLY.