

SUBSTITUTE FOR  
SENATE BILL NO. 453

A bill to amend 1961 PA 236, entitled  
"Revised judicature act of 1961,"  
by amending section 8501 (MCL 600.8501), as amended by 1988 PA 135.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 8501. (1) In a county ~~which~~**THAT** elects by itself fewer  
2 than 2 district judges, the county board of commissioners shall  
3 provide for 1 district court magistrate. In all other counties in  
4 districts of the first and second class, the county board of  
5 commissioners shall provide for ~~at least~~**NOT LESS THAN** 1 magistrate  
6 ~~when~~**IF** recommended by the judges of the district. Additional  
7 magistrates may be provided by the board upon recommendation of the  
8 judges. All magistrates provided for shall be appointed by the  
9 judges of the district and the appointments shall be subject to

1 approval by the county board of commissioners before a person  
2 assumes the duties of the office of magistrate.

3 (2) In each district of the third class, the judge or judges  
4 of the district may appoint 1 or more district court magistrates. A  
5 person shall not be appointed magistrate unless the person is a  
6 registered elector in the district for which the person was  
7 appointed **OR IN AN ADJOINING DISTRICT IF THE APPOINTMENT IS MADE**  
8 **UNDER A PLAN OF CONCURRENT JURISDICTION ADOPTED UNDER CHAPTER 4.**

9 Before a person assumes the duties of the office of magistrate in a  
10 district of the third class, the appointment of that person as a  
11 district court magistrate ~~shall be~~ **IS** subject to approval by the  
12 governing body or bodies of the district control unit or units  
13 ~~which, THAT,~~ individually or in the aggregate, contain more than  
14 50% of the population of the district. This subsection ~~shall~~ **DOES**  
15 not apply to the thirty-sixth district.

16 (3) The thirty-sixth district shall have not more than 6  
17 district court magistrates. The chief judge of the thirty-sixth  
18 district may appoint 1 or more magistrates as permitted by this  
19 subsection. If a vacancy occurs in the office of district court  
20 magistrate, the chief judge may appoint a successor. Each  
21 magistrate appointed under this subsection shall serve at the  
22 pleasure of the chief judge of the thirty-sixth district.

23 (4) A person shall not be appointed district court magistrate  
24 under subsection (3) unless the person is a registered elector in  
25 the district **OR IN AN ADJOINING DISTRICT IF THE APPOINTMENT IS MADE**  
26 **UNDER A PLAN OF CONCURRENT JURISDICTION ADOPTED UNDER CHAPTER 4.**

27 Enacting section 1. This amendatory act takes effect 90 days

1 after the date it is enacted into law.