

# HOUSE BILL No. 5105

October 19, 2011, Introduced by Rep. Cotter and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 504, 8123, and 8136 (MCL 600.504, 600.8123, and 600.8136), section 504 as amended by 2002 PA 715 and section 8123 as amended by 2000 PA 448.

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

1           Sec. 504. ~~(1)~~The third judicial circuit consists of the  
2 county of Wayne and has the following number of judges:

3           (a) Until 12 noon, January 1, ~~2003~~, **2013**, ~~64~~ **61** judges.

4           (b) Beginning 12 noon, January 1, ~~2003~~, **2013**, ~~63~~ **60** judges. ~~+~~  
5 ~~however, if, after 12 noon, January 1, 2003, a vacancy occurs in a~~  
6 ~~judgeship held by an incumbent judge of this circuit who would be~~  
7 ~~ineligible to seek reelection to that office in 2004, that~~  
8 ~~judgeship is eliminated unless the total number of judgeships in~~  
9 ~~this circuit has been reduced to 61 before that vacancy occurred.~~

1 ~~—— (c) Beginning 12 noon, January 1, 2005, 61 judges.~~

2       Sec. 8123. (1) The forty-third district consists of the cities  
3 of Madison Heights, Ferndale, and Hazel Park, is a district of the  
4 third class, and has 3 judges.

5       (2) The forty-fourth district consists of the city of Royal  
6 Oak, is a district of the third class, and has 2 judges.

7       (3) The forty-fifth-a district consists of the city of  
8 Berkley, is a district of the third class, and has 1 judge.

9       (4) The forty-fifth-b district consists of the cities of  
10 Huntington Woods, Oak Park, and Pleasant Ridge and the township of  
11 Royal Oak in the county of Oakland, is a district of the third  
12 class, and has 2 judges.

13       (5) The forty-sixth district consists of the cities of  
14 Southfield and Lathrup Village and the township of Southfield in  
15 the county of Oakland, is a district of the third class, and has 3  
16 judges.

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

24       (7) The forty-eighth district consists of the cities of  
25 Birmingham, Bloomfield Hills, Sylvan Lake, Keego Harbor, and  
26 Orchard Lake Village and the townships of Bloomfield and West  
27 Bloomfield in the county of Oakland, is a district of the third

1 class, and has 3 judges.

2 (8) The fiftieth district consists of the city of Pontiac, is  
3 a district of the third class, and has 4 judges.

4 (9) The fifty-first district consists of the township of  
5 Waterford in the county of Oakland, is a district of the third  
6 class, and has 2 judges.

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

16 (a) The first division consists of the cities of Novi, South  
17 Lyon, Wixom, and Walled Lake and the townships of Milford,  
18 Highland, Commerce, Lyon, and Novi **AND HAS 3 JUDGES**. ~~Until January~~  
19 ~~1, 2003, the first division also includes the townships of Rose and~~  
20 ~~White Lake. The first division has 3 judges. Subject to section~~  
21 ~~8175, this division may have 1 additional judge effective January~~  
22 ~~1, 2003. If the Oakland county board of commissioners approves that~~  
23 ~~additional judgeship, the judgeship in the first division that is~~  
24 ~~filled by the district judge of the first division whose term~~  
25 ~~expires January 1, 2005 is transferred to the second division,~~  
26 ~~effective January 1, 2003.~~

27 (b) The second division consists of the city of the village of

1 Clarkston and the townships of Springfield, Independence, Holly,  
2 Groveland, and Brandon, ~~Beginning January 1, 2003, the second~~  
3 ~~division also includes the townships of Rose, and White Lake~~ **AND**  
4 **HAS 2 JUDGES.** ~~The second division has 1 judge; however, effective~~  
5 ~~January 1, 2003, this division shall have 2 judges if a judgeship~~  
6 ~~is transferred to this division from the first division pursuant to~~  
7 ~~subdivision (a).~~

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

11 (d) ~~The~~ **EXCEPT AS OTHERWISE PROVIDED IN THIS SUBDIVISION, THE**  
12 fourth division consists of the cities of Troy and Clawson and has  
13 3 judges. **BEGINNING 12 NOON, JANUARY 1, 2013, THE FOURTH DIVISION**  
14 **HAS 2 JUDGES.**

15 Sec. 8136. (1) The seventy-first-A district consists of the  
16 county of Lapeer, is a district of the first class, and has 2  
17 judges. **BEGINNING 12 NOON, JANUARY 1, 2013, THE SEVENTY-FIRST-A**  
18 **DISTRICT HAS 1 JUDGE.**

19 (2) The seventy-first-B district consists of the county of  
20 Tuscola, is a district of the first class, and has 1 judge.