

Act No. 261  
Public Acts of 1996  
Approved by the Governor  
June 11, 1996  
Filed with the Secretary of State  
June 12, 1996

**STATE OF MICHIGAN  
88TH LEGISLATURE  
REGULAR SESSION OF 1996**

Introduced by Reps. Ryan, Wetters, Perricone, Bush, McBryde, Jamian, Galloway, DeMars, Green, Geiger, London, Brewer, Law, Kaza, Hanley, Dalman, Goschka, Palamara, Willard, Kukuk, Bodem, Rocca, Jellema, Dobb, Brackenridge and Llewellyn  
Reps. Byl, Cropsey, DeLange, Dobronski, Gagliardi, Gilmer, Gnodtke, Hammerstrom, Hill, Horton, Jaye, Jersevic, Johnson, Lowe, McManus, McNutt, Middaugh, Middleton, Nye, Olshove, Owen, Oxender, Porreca, Rhead, Sikkema, Varga, Voorhees and Weeks named co-sponsors

## **ENROLLED HOUSE BILL No. 4487**

AN ACT to amend section 10a of Act No. 369 of the Public Acts of 1919, entitled as amended "An act to supplement existing laws providing for the establishment and maintenance of municipal courts of record and defining the jurisdiction of such courts; to fix the number of judges thereof; to provide a presiding judge; to define the privileges of such presiding judge; to modify the procedure in and extend the jurisdiction of said courts in certain respects, and to confer upon said courts jurisdiction in certain civil causes, and to provide for the exercise thereof, to provide for a referendum, and to provide for the abolishing of any police courts or other courts not of record having exclusive criminal jurisdiction existing in any city in which the provisions of this act become operative, and to provide for a system of civil service in the traffic and ordinance division of said courts," as amended by Act No. 194 of the Public Acts of 1994, being section 725.10a of the Michigan Compiled Laws.

*The People of the State of Michigan enact:*

Section 1. Section 10a of Act No. 369 of the Public Acts of 1919, as amended by Act No. 194 of the Public Acts of 1994, being section 725.10a of the Michigan Compiled Laws, is amended to read as follows:

Sec. 10a. (1) Effective September 1, 1981, a municipal court of record has original and exclusive jurisdiction of the crimes or offenses listed in subdivisions (a) and (b), and has jurisdiction of the crimes listed in subdivision (c), committed within the corporate limits of the city of Detroit:

(a) Crimes or offenses punishable by imprisonment for more than 1 year.

(b) Crimes or offenses designated by law as felonies.

(c) A specified juvenile violation if committed by a juvenile 14 years of age or older and less than 17 years of age.

(2) In addition to the jurisdiction provided in subsection (1), a municipal court of record has jurisdiction of those cases pending in the municipal court of record on August 31, 1981.

(3) As used in this section, "specified juvenile violation" means any of the following:

(a) A violation of section 72, 83, 86, 89, 91, 316, 317, 349, 520b, 529, 529a, or 531 of the Michigan penal code, Act No. 328 of the Public Acts of 1931, being sections 750.72, 750.83, 750.86, 750.89, 750.91, 750.316, 750.317, 750.349, 750.520b, 750.529, 750.529a, and 750.531 of the Michigan Compiled Laws.

(b) A violation of section 84 or 110a(2) of Act No. 328 of the Public Acts of 1931, being sections 750.84 and 750.110a of the Michigan Compiled Laws, if the juvenile is armed with a dangerous weapon. As used in this subdivision, "dangerous weapon" means 1 or more of the following:

(i) A loaded or unloaded firearm, whether operable or inoperable.

(ii) A knife, stabbing instrument, brass knuckles, blackjack, club, or other object specifically designed or customarily carried or possessed for use as a weapon.

(iii) An object that is likely to cause death or bodily injury when used as a weapon and that is used as a weapon or carried or possessed for use as a weapon.

(iv) An object or device that is used or fashioned in a manner to lead a person to believe the object or device is an object or device described in subparagraphs (i) to (iii).

(c) A violation of section 186a of Act No. 328 of the Public Acts of 1931, being section 750.186a of the Michigan Compiled Laws, regarding escape or attempted escape from a juvenile facility, but only if the juvenile facility from which the individual escaped or attempted to escape was 1 of the following:

(i) A high-security or medium-security facility operated by the family independence agency.

(ii) A high-security facility operated by a private agency under contract with the family independence agency.

(d) A violation of section 7401(2)(a)(i) or 7403(2)(a)(i) of the public health code, Act No. 368 of the Public Acts of 1978, being sections 333.7401 and 333.7403 of the Michigan Compiled Laws.

(e) An attempt to commit a violation described in subdivisions (a) to (d).

(f) Conspiracy to commit a violation described in subdivisions (a) to (d).

(g) Solicitation to commit a violation described in subdivisions (a) to (d).

(h) Any lesser included offense of a violation described in subdivisions (a) to (g) if the individual is charged with a violation described in subdivisions (a) to (g).

(i) Any other violation arising out of the same transaction as a violation described in subdivisions (a) to (g) if the individual is charged with a violation described in subdivisions (a) to (g).

Section 2. This amendatory act applies to offenses committed on or after its effective date.

Section 3. This amendatory act shall take effect January 1, 1997.

Section 4. This amendatory act shall not take effect unless all of the following bills of the 88th Legislature are enacted into law:

(a) Senate Bill No. 281.

(b) Senate Bill No. 283.

(c) Senate Bill No. 682.

(d) Senate Bill No. 689.

(e) Senate Bill No. 699.

(f) Senate Bill No. 700.

(g) Senate Bill No. 724.

(h) Senate Bill No. 867.

(i) Senate Bill No. 870.

(j) House Bill No. 4037.

(k) House Bill No. 4038.

(l) House Bill No. 4044.

(m) House Bill No. 4371.

(n) House Bill No. 4445.

(o) House Bill No. 4486.

(p) House Bill No. 4490.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved -----

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Governor.