



HOUSE BILL No. 4271

February 1, 1995, Introduced by Rep. Nye and referred to the Committee on Local Government.

A bill to amend sections 591 and 8271 of Act No. 236 of the Public Acts of 1961, entitled as amended "Revised judicature act of 1961," section 591 as added and section 8271 as amended by Act No. 438 of the Public Acts of 1980, being sections 600.591 and 600.8271 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 591 and 8271 of Act No. 236 of the
2 Public Acts of 1961, section 591 as added and section 8271 as
3 amended by Act No. 438 of the Public Acts of 1980, being sections
4 600.591 and 600.8271 of the Michigan Compiled Laws, are amended
5 to read as follows:

6 Sec. 591. (1) Except as otherwise provided by law, the
7 chief judge of the circuit court in each judicial circuit shall
8 appoint the employees of the circuit court in each judicial

1 circuit and fix their compensation within appropriations provided
2 by the county board of commissioners of the county or counties
3 comprising the judicial circuit.

4 (2) ~~Compensation~~ THE EMPLOYEES APPOINTED UNDER SUBSECTION
5 (1) ARE EMPLOYEES OF THE COUNTY OR COUNTIES COMPRISING THE JUDI-
6 CIAL CIRCUIT, AND THE COMPENSATION of ~~the~~ THOSE employees ~~of~~
7 ~~the circuit court in each judicial circuit~~ shall be paid by the
8 county or counties comprising the judicial circuit.

9 (3) When performing services in a courtroom, employees of
10 the circuit court are subject to the control of the judge holding
11 court in the courtroom.

12 (4) This section ~~shall~~ DOES not apply to the employees of
13 the state judicial council serving in the circuit court in the
14 third judicial circuit.

15 Sec. 8271. (1) Except as otherwise provided, the judges of
16 the district court shall appoint the employees ~~thereof~~ OF THE
17 COURT and fix their compensation within appropriations provided
18 by the governing body of each district control unit.

19 (2) ~~Compensation~~ THE EMPLOYEES APPOINTED UNDER SUBSECTION
20 (1) ARE EMPLOYEES OF THE GOVERNING BODIES OF THE DISTRICT CONTROL
21 UNIT, AND THE COMPENSATION of THOSE employees ~~of the district~~
22 ~~court~~ shall be paid by each district control unit, except as
23 otherwise provided in this act.

24 (3) District court employees when performing services in the
25 courtroom are subject to control of the judge holding court
26 ~~therein~~ IN THE COURTROOM.

1 (4) Except as provided in section 8273, full-time employees
2 of abolished municipal courts in districts of the third class are
3 transferred to the district court for the city in which they were
4 previously employed and all other full-time employees of abol-
5 ished courts shall have preferential employment rights in the
6 district court.

7 (5) Except as provided in section 8273, seniority rights,
8 annual leave, sick leave, and longevity pay and retirement bene-
9 fits to which employees of abolished courts are ~~now~~ entitled
10 shall be preserved and continued in their positions in the dis-
11 trict court in a manner not inferior to their prior status.

12 (6) Except as provided in section 8275, the obligations of
13 municipalities or other agencies of government for retirement
14 benefits to employees and personnel of abolished courts for their
15 accrued service in such courts shall not be transferred from
16 their present system. Any retirement system available to dis-
17 trict court personnel shall provide retirement benefits to
18 employees of abolished courts not inferior to those provided
19 therefor under their prior status.