

DISPOSITION OF FILES AND PAPERS RELATING TO PROSECUTIONS
Act 66 of 1949

AN ACT to provide for the disposition of files and papers, other than dockets and books of journal entries, relating to prosecutions for offenses arising under the charter or any ordinance or regulation of any city or under any state law and civil actions in any municipal, justice, police, common pleas or other court established in any city with jurisdiction to hear such cases.

History: 1949, Act 66, Eff. Sept. 23, 1949;—Am. 1958, Act 150, Eff. Sept. 13, 1958.

The People of the State of Michigan enact:

780.221 Municipal court; definition.

Sec. 1. The term “municipal court” when used herein shall refer to any municipal, justice, police, common pleas, or other court established in any city with jurisdiction to hear cases relating to prosecutions for offenses arising under the charter, or any ordinance or regulation of any city, including the recorder's court of Detroit.

History: 1949, Act 66, Eff. Sept. 23, 1949.

780.222 Files and papers; period to be filed; destruction.

Sec. 2. All files and papers, other than dockets and books of journal entry, relating to prosecutions for offenses arising under the charter, or any ordinance or regulation of any city in any municipal court need not be filed for a longer period than 6 years from the date of filing of the complaints thereunder, unless otherwise ordered by the court, and may then be destroyed when ordered by the court.

History: 1949, Act 66, Eff. Sept. 23, 1949;—Am. 1952, Act 24, Eff. Sept. 18, 1952.

780.223 Files and papers in criminal cases; period to be filed, destruction.

Sec. 3. All files and papers relating to prosecutions for offenses arising under any law of this state in any municipal court shall be filed for 10 years from the date of sentence, acquittal, dismissal or other final action by the court in the cause, and may then be destroyed to such extent as is ordered by the court.

History: Add. 1958, Act 150, Eff. Sept. 13, 1958.

780.224 Files and papers in civil action; destruction, docket entry.

Sec. 4. All files and papers relating to civil actions commenced in any municipal court shall be retained for 7 years, except where the defendants at the time of commencement of the action as indicated by the files and papers were serving in the armed forces or were nonresidents of this state in which case the retention shall be for 10 years, from the date of the final judgment, order or dismissal of the cause with or without prejudice, and may then be destroyed to such extent as is ordered by the court. The docket shall be indorsed to indicate such action.

History: Add. 1958, Act 150, Eff. Sept. 13, 1958;—Am. 1964, Act 47, Imd. Eff. May 6, 1964.

780.225 Dockets and books of journal entry; not construed as files and papers.

Sec. 5. Dockets and books of journal entry shall not be construed as files and papers under the provisions of this act.

History: Add. 1958, Act 150, Eff. Sept. 13, 1958.