

# Order

Michigan Supreme Court  
Lansing, Michigan

March 11, 2020

Bridget M. McCormack,  
Chief Justice

ADM File No. 2018-24

David F. Viviano,  
Chief Justice Pro Tem

Amendment of Rule  
8.301 of the Michigan  
Court Rules

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Stephen J. Markman  
Brian K. Zahra  
Richard H. Bernstein  
Elizabeth T. Clement  
Megan K. Cavanagh,  
Justices

On order of the Court, notice of the proposed changes and an opportunity for comment in writing and at a public hearing having been provided, and consideration having been given to the comments received, the following amendment of Rule 8.301 of the Michigan Court Rules is adopted, effective May 1, 2020.

[Additions to the text are indicated in underlining and  
deleted text is shown by strikeover.]

## Rule 8.301 Powers of Register of Probate, Deputy Registers, and Clerks

- (A) [Unchanged.]
- (B) Entry of Order Specifying Authority.
  - (1) To the extent authorized by the chief judge of a probate court by a general order, the probate register, and the deputy probate register, ~~the clerks of the probate court, and other court employees designated in the order,~~ have the authority, until the further order of the court, to do all acts required of the probate judge except judicial acts in a contested matter and acts forbidden by law to be performed by the probate register.
  - (2) [Unchanged.]
- (C) [Unchanged.]

*Staff comment:* The amendment of MCR 8.301 makes the rule consistent with the statute (MCL 600.834) allowing only the probate registers and deputy probate registers to perform certain administrative tasks that would otherwise be performed by the probate judge.

The staff comment is not an authoritative construction by the Court. In addition, adoption of an amendment in no way reflects a substantive determination by this Court.



I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

March 11, 2020 \_\_\_\_\_

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Clerk