

Order

Michigan Supreme Court
Lansing, Michigan

November 19, 2025

Megan K. Cavanagh,
Chief Justice

ADM File No. 2025-14

Brian K. Zahra
Richard H. Bernstein
Elizabeth M. Welch
Kyra H. Bolden
Kimberly A. Thomas
Noah P. Hood,
Justices

Proposed Amendment of
Rule 8.115 of the Michigan
Court Rules

On order of the Court, this is to advise that the Court is considering an amendment of Rule 8.115 of the Michigan Court Rules. Before determining whether the proposal should be adopted, changed before adoption, or rejected, this notice is given to afford interested persons the opportunity to comment on the form or the merits of the proposal or to suggest alternatives. The Court welcomes the views of all. **Please note that the written comment period for this proposal is shortened and will expire on December 22, 2025.** This matter will also be considered at a public hearing. The notices and agendas for each public hearing are posted on the [Public Administrative Hearings](#) page.

Publication of this proposal does not mean that the Court will issue an order on the subject, nor does it imply probable adoption of the proposal in its present form.

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

Rule 8.115 ~~Courthouse Courtroom~~ Decorum; Policy Regarding Use of Cell Phones or Other Portable Electronic Communication Devices; Civil Arrests

(A)-(C) [Unchanged.]

(D) Civil Arrests in Courthouses.

- (1) No person shall be subject to civil arrest in a courthouse while attending a court proceeding or having legal business in the courthouse. See MCL 600.1821.
- (2) This subrule does not apply to arrests made pursuant to a valid warrant that a judge has authorized.

Staff Comment (ADM File No. 2025-14): The proposed amendment of MCR 8.115 would prohibit the civil arrest of a person while attending a court proceeding or having legal business in the courthouse. See MCL 600.1821.

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

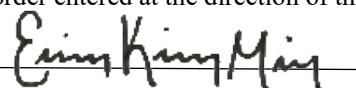
A copy of this order will be given to the Secretary of the State Bar and to the State Court Administrator so that they can make the notifications specified in MCR 1.201. Comments on the proposal may be submitted by December 22, 2025 by clicking on the “Comment on this Proposal” link under this proposal on the [Court’s Proposed & Adopted Orders on Administrative Matters](#) page. You may also submit a comment in writing at P.O. Box 30052, Lansing, MI 48909 or via email at ADMcomment@courts.mi.gov. When submitting a comment, please refer to ADM File No. 2025-14. Your comments and the comments of others will be posted under the chapter affected by this proposal.

ZAHRA, J., would have declined to publish the proposal for comment.



I, Elizabeth Kingston-Miller, 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.

November 19, 2025


Clerk