

HOUSE BILL No. 5324

December 5, 1989, Introduced by Rep. Niederstadt and referred to the Committee on Towns and Counties.

A bill to amend sections 2136, 2137, 2138, 2146, 2147, 2148, 2917, and 8344 of Act No. 236 of the Public Acts of 1961, entitled as amended

"Revised judicature act of 1961,"

section 2137 as amended by Act No. 308 of the Public Acts of 1986, section 2917 as amended by Act No. 50 of the Public Acts of 1988, and section 8344 as amended by Act No. 43 of the Public Acts of 1984, being sections 600.2136, 600.2137, 600.2138, 600.2146, 600.2147, 600.2148, 600.2917, and 600.8344 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 2136, 2137, 2138, 2146, 2147, 2148,
2 2917, and 8344 of Act No. 236 of the Public Acts of 1961, section
3 2137 as amended by Act No. 308 of the Public Acts of 1986,
4 section 2917 as amended by Act No. 50 of the Public Acts of 1988,

1 and section 8344 as amended by Act No. 43 of the Public Acts of
 2 1984, being sections 600.2136, 600.2137, 600.2138, 600.2146,
 3 600.2147, 600.2148, 600.2917, and 600.8344 of the Michigan
 4 Compiled Laws, are amended to read as follows:

5 Sec. 2136. (1) ~~Any copy of the records, books or papers~~ A
 6 COPY OF A RECORD, BOOK, OR PAPER belonging to or in the custody
 7 of ~~any~~ A public, college, or university library, or of ~~any~~ AN
 8 incorporated library society, ~~when~~ IF accompanied by a sworn
 9 statement by the librarian or other ~~officer or~~ person in charge
 10 ~~thereof~~ OF THE RECORD, BOOK, OR PAPER, that the ~~same~~ COPY is
 11 a true copy of the original ~~record, book or paper~~ in his OR HER
 12 custody, shall be admissible as evidence in ~~all courts and~~
 13 ~~proceedings~~ A COURT OR PROCEEDING in like manner and to the same
 14 extent as the original would be if produced.

15 (2) ~~Any photostat copy of the records, books, papers or~~
 16 ~~documents~~ A REPRODUCTION OF A RECORD, BOOK, PAPER, OR DOCUMENT
 17 belonging to or in the custody of ~~any~~ A public, college, or
 18 university library, or of ~~any~~ AN incorporated library society,
 19 ~~when~~ PURSUANT TO THE RECORDS MEDIA ACT, IF accompanied by a
 20 sworn statement made by the librarian or other ~~officer or~~
 21 person in charge ~~thereof~~ OF THE RECORD, BOOK, PAPER, OR
 22 DOCUMENT, stating that the ~~copy~~ REPRODUCTION is made under his
 23 OR HER supervision or that of a duly authorized representative,
 24 and that nothing has been done to alter or change the original,
 25 ~~and~~ that the ~~same is a~~ REPRODUCTION IS true ~~photostat copy~~
 26 ~~of~~ TO the original ~~record, book, paper, or document~~ in his OR
 27 HER custody, ~~shall be~~ IS admissible as evidence in ~~all courts~~

1 ~~and proceedings~~ A COURT OR PROCEEDING in like manner as the
2 original would be if produced.

3 (3) For making and certifying ~~such copies~~ A COPY UNDER
4 SUBSECTION (1), a fee ~~of~~ MAY BE CHARGED. IF THE COPY IS A PHO-
5 TOCOPY, THE FEE SHALL NOT EXCEED 25 cents. ~~, and for~~ FOR
6 making and certifying each ~~photostat copy~~ REPRODUCTION UNDER
7 SUBSECTION (2) a fee ~~of \$1.00,~~, may be charged. IF THE REPRO-
8 Duction IS A PHOTOCOPY, THE FEE SHALL NOT EXCEED \$1.00 and a fur-
9 ther charge ~~may be made~~ of 10 cents per folio and 50 cents per
10 ~~photostat~~ sheet for ~~copies~~ PHOTOCOPIES actually made.

11 (4) ~~Anyone who shall certify~~ A PERSON WHO CERTIFIES
12 falsely ~~in regard to any of the foregoing copies shall be~~ UNDER
13 SUBSECTION (1) OR (2) IS guilty of a felony ~~and, upon conviction~~
14 ~~thereof in any court of competent jurisdiction, shall be subject~~
15 ~~to~~ PUNISHABLE BY the same ~~penalties~~ PENALTY provided by stat-
16 ute for perjury.

17 Sec. 2137. (1) If a public officer ~~has photographed,~~
18 ~~microphotographed, or filmed all or any part of the~~ REPRODUCES
19 PURSUANT TO THE RECORDS MEDIA ACT court records kept by him or
20 her, ~~in a manner and on film or paper that complies with the~~
21 ~~minimum standards of quality approved for photographic records by~~
22 ~~the microfilm laboratory of the department of management and~~
23 ~~budget and published in the Michigan administrative code, and the~~
24 ~~photographs, microphotographs, or films are placed in conven-~~
25 ~~iently accessible files and provisions made for preserving,~~
26 ~~examining, and using the same,~~ the officer may offer the
27 original records ~~from which the photographs, microphotographs,~~

1 ~~or films have been made, or any part thereof,~~ to the department
 2 of state for placement in the state archives. If the department
 3 of state accepts the offer within 30 days, the court shall trans-
 4 fer the records to that department. If the department of state
 5 does not accept the offer within 30 days, the court may dispose
 6 of or destroy the records in ~~accordance with~~ THE MANNER PRO-
 7 VIDED FOR STATE AGENCIES UNDER sections 285 and 287 of the man-
 8 agement and budget act, Act No. 431 of the Public Acts of 1984,
 9 being sections 18.1285 and 18.1287 of the Michigan Compiled Laws,
 10 and section 5 of Act No. 271 of the Public Acts of 1913, as
 11 amended, being section 399.5 of the Michigan Compiled Laws. The
 12 record of a court shall not be disposed of or destroyed until the
 13 record has been in the custody of the court for ~~at least~~ NOT
 14 LESS THAN 6 years.

15 (2) In ~~all counties~~ A COUNTY OR PROBATE COURT DISTRICT in
 16 which the county board OR BOARDS of commissioners ~~makes provi-~~
 17 ~~sions for the microphotographing of~~ PASS A RESOLUTION OR RESOLU-
 18 TIONS FOR REPRODUCING records PURSUANT TO THE RECORDS MEDIA ACT,
 19 the judge of probate may cause the records of the probate court
 20 to be ~~microphotographed~~ SO REPRODUCED. The judge of probate
 21 shall cause a copy or a duplicate ~~film~~ to be kept in a building
 22 outside of the probate office and shall keep a copy available in
 23 the probate office with ANY suitable equipment NECESSARY for dis-
 24 playing the ~~filmed~~ record ~~by projection to~~ AT not less than
 25 its original size or for preparing copies for persons entitled to
 26 ~~the same~~ COPIES. The judge of probate then may order ~~any~~ A
 27 record destroyed. A ~~microphotograph or photo copy of a~~

1 ~~microphotograph shall be~~ REPRODUCTION PURSUANT TO THE RECORDS
2 MEDIA ACT IS admissible as evidence before a court, commission,
3 or administrative body the same as the original. The original
4 ~~files~~ FILE of AN estate ~~proceedings~~ PROCEEDING shall not be
5 destroyed until 6 years have elapsed from the date of filing of
6 the discharge of the fiduciary or 10 years have elapsed from the
7 filing of the last document, whichever date occurs first.

8 (3) A court of record other than the district court may
9 order the destruction of A court reporter or recorder ~~notes,~~
10 ~~tapes, and recordings~~ NOTE, TAPE, OR RECORDING 15 years after
11 the date that the note, tape, or recording was made for ~~all~~ A
12 felony ~~cases~~ CASE and 10 years after the date that the note,
13 tape, or recording was made for ~~all~~ ANY other ~~cases~~ CASE.
14 ~~The~~ ONE YEAR AFTER A TRANSCRIPT OF A NOTE, TAPE, OR RECORDING
15 IS FILED WITH THE COURT, THE court may order the destruction of
16 ~~notes, tapes, and recordings which have been transcribed and~~
17 ~~filed with the court 1 year after the date of the filing of the~~
18 ~~transcript~~ THE NOTE, TAPE, OR RECORDING. If a transcript of a
19 trial or other proceeding in a court of record other than the
20 district court is ordered other than for filing in the case file,
21 the court reporter or recorder also shall prepare and shall file
22 a certified copy of the transcript in the case file at the
23 expense of the person ordering the transcript unless a copy has
24 been filed with the court or unless the chief judge of the court
25 orders otherwise in an order filed in the case file. As used in
26 this subsection, "felony case" does not include proceedings in a
27 case that occur before arraignment on information or indictment

1 ~~or~~ or PROCEEDINGS in a case in which the defendant is not
2 convicted of a felony.

3 (4) Except as provided in subsection (3), a judicial circuit
4 of the circuit court may order the destruction of its files and
5 records in ~~any~~ A case in which action has not been taken during
6 the 25 years immediately preceding the order of destruction. The
7 following procedures shall ~~apply prior to~~ BE FOLLOWED BEFORE
8 the issuance of an order of destruction of circuit court files
9 and records:

10 (a) The judgment or decree, if any, ~~in each case~~ shall be
11 ~~microfilmed~~ REPRODUCED PURSUANT TO THE RECORDS MEDIA ACT, or
12 separated and retained, and THE ORIGINAL OR REPRODUCTION SHALL BE
13 made available for public inspection.

14 (b) The circuit court shall offer the files and records
15 subject to the order of destruction to the Michigan historical
16 commission established by Act No. 271 of the Public Acts of 1913,
17 as amended, being sections 399.1 to 399.9 of the Michigan
18 Compiled Laws, or an historical commission created pursuant to
19 Act No. 213 of the Public Acts of 1957, as amended, being sec-
20 tions 399.171 and 399.172 of the Michigan Compiled Laws. If the
21 historical commission accepts the offer within 30 days, the cir-
22 cuit court shall transfer the files and records to the historical
23 commission. If the historical commission does not accept the
24 offer within 30 days, the circuit court shall issue an order of
25 destruction.

26 (5) ~~Photographs, microphotographs, or films~~ A REPRODUCTION
27 of a record ~~photographed, microphotographed, or filmed,~~ MADE as

1 provided by ~~this or~~ any other law ~~, shall have~~ HAS the same
 2 force and effect as the ~~originals thereof~~ ORIGINAL would have
 3 had ~~,~~ and shall be treated as ~~originals~~ AN ORIGINAL for the
 4 purpose of ~~their~~ admissibility in evidence. ~~Duly~~ A DULY cer-
 5 tified or authenticated ~~copies~~ COPY of the ~~photographs, micro-~~
 6 ~~photographs, or films~~ REPRODUCTION shall be admitted into evi-
 7 dence equally with the original ~~photographs, microphotographs,~~
 8 ~~or films~~ REPRODUCTION.

9 Sec. 2138. (1) ~~Whenever any~~ IF A public officer perform-
 10 ing duties under this act is required or authorized by law to
 11 record, copy, recopy, or replace ~~any~~ A document, plat, paper,
 12 written instrument, or book ~~,~~ on file or of record in his OR
 13 HER office, ~~he~~ THE OFFICER may do so by ~~photostatic, photo-~~
 14 ~~graphic, microphotographic, microfilm or other mechanical process~~
 15 ~~which produces a clear, accurate and permanent copy or reproduc-~~
 16 ~~tion of the original document, plat, paper, written instrument or~~
 17 ~~record, in accordance with the latest standards approved for per-~~
 18 ~~manent records by the microfilm laboratory of the department of~~
 19 ~~administration and published in the administrative code~~ PURSUANT
 20 TO THE RECORDS MEDIA ACT.

21 (2) ~~In any case where~~ IF an original document, plat,
 22 paper, written instrument, record, or book of record ~~,~~
 23 ~~previously~~ filed or of record in the office of ~~such~~ AN officer
 24 DESCRIBED IN SUBSECTION (1) is ~~, whether because of the worn or~~
 25 ~~injured condition thereof or for any other reason,~~ copied or
 26 replaced ~~by such process~~ PURSUANT TO SUBSECTION (1), and ~~where~~
 27 ~~such~~ THE officer is required by law to certify in or on the

1 ~~paper or book replacing the original so copied that the~~
 2 ~~replacement~~ COPY OR REPLACEMENT THAT IT is a true and correct
 3 copy of the original, a copy of ~~such~~ THE certification by
 4 ~~such~~ THE officer, similarly made ~~and produced~~ and included at
 5 the end of the COPY OR replacement, ~~shall be sufficient compli-~~
 6 ~~ance with such laws~~ COMPLIES WITH SUCH LAW.

7 (3) ~~Copies, records, reproductions and replacements, or~~
 8 ~~enlarged reproductions thereof, thus~~ IF produced under this or
 9 any other law, A COPY, RECORD, REPRODUCTION, OR REPLACEMENT OR AN
 10 ENLARGED REPRODUCTION OF ANY OF THESE shall be considered ~~as~~ AN
 11 original ~~copies, records, papers or books of record,~~ for all
 12 purposes and ~~shall be~~ IS admissible in evidence in like manner
 13 ~~and under the same conditions~~ as THE original. ~~copies,~~
 14 ~~records, papers or books of record, produced or copied in any~~
 15 ~~other manner authorized by law.~~

16 (4) ~~Transcripts or certified copies of such copies,~~
 17 ~~records, reproductions and replacements,~~ A TRANSCRIPT OR CERTI-
 18 FIED COPY OF A REPRODUCTION DESCRIBED IN SUBSECTION (3) shall be
 19 considered ~~as transcripts or certified copies of the originals~~
 20 A TRANSCRIPT OR CERTIFIED COPY OF THE ORIGINAL.

21 (5) ~~In any case where any~~ IF A record or replacement
 22 ~~thereof~~ OF A RECORD in the office of ~~any such~~ AN officer
 23 DESCRIBED IN SUBSECTION (1) is produced ~~by such process, any~~
 24 PURSUANT TO THIS SECTION, A correction, alteration, indorsement,
 25 or entry, required or authorized to be made of or on ~~any~~ AN
 26 instrument or paper or on the record ~~thereof~~ OF THE INSTRUMENT
 27 OR PAPER, may be made by filing or inserting ~~copies or recopies~~

1 A COPY OR RECOPY, produced by the same process, of the ~~pages,~~
 2 page or part of the page, so corrected ~~,~~ OR altered ~~,~~ or on
 3 which such indorsement or entry is made, next to the place
 4 ~~wherein~~ WHERE the copy or record of ~~such~~ THE instrument or
 5 paper is contained or in such other manner as ~~such~~ THE officer
 6 ~~shall deem~~ CONSIDERS advisable or practicable.

7 Sec. 2146. ~~Any~~ A writing or record, whether in the form
 8 of an entry in a book or otherwise, made as a memorandum of ~~any~~
 9 AN act, transaction, occurrence, or event ~~shall be~~ IS admissi-
 10 ble in evidence in ~~all trials, hearings and proceedings in any~~
 11 ~~cause or suit in any court,~~ A PROCEEDING IN A COURT or before
 12 ~~any~~ AN officer, ~~arbitrators, or referees,~~ ARBITRATOR, OR
 13 REFEREE in proof of ~~said~~ THE act, transaction, occurrence, or
 14 event if it was made in the regular course of ~~any~~ business and
 15 it was the regular course of ~~such~~ business to make such A memo-
 16 randum ~~or record~~ at the time of, ~~such~~ OR WITHIN A REASONABLE
 17 TIME AFTER, THE act, transaction, occurrence, or event. ~~or~~
 18 ~~within a reasonable time thereafter. All other~~ OTHER circum-
 19 stances of the making of ~~such~~ THE writing or record, including
 20 lack of personal knowledge by the entrant or maker, may be shown
 21 to affect its weight but not its admissibility. The term
 22 "business" ~~shall include~~ INCLUDES A business, profession, occu-
 23 pation, ~~and~~ OR calling of ~~every~~ ANY kind. The lack of an
 24 entry regarding ~~any~~ AN act, transaction, occurrence, or event
 25 in ~~any~~ A writing or record so proved may be received as evi-
 26 dence that ~~no such~~ THE act, transaction, occurrence, or event
 27 did NOT, in fact, take place. ~~Any photostatic or photographic~~

1 A reproduction of ~~any~~ such A writing or record ~~shall be~~ IS
 2 admissible in evidence in ~~any such~~ A trial, hearing, or pro-
 3 ceeding by order of the court, made within its discretion, upon
 4 motion with notice of not less than 4 days. All circumstances of
 5 the making of ~~such photostatic or photographic~~ THE reproduction
 6 may be shown upon ~~such~~ THE trial, hearing, or proceeding to
 7 affect the weight but not the admissibility of ~~such~~ THE
 8 evidence.

9 Sec. 2147. Notwithstanding any law of this state to the
 10 contrary, ~~any person~~ AN INDIVIDUAL, firm, association, or cor-
 11 poration may introduce in evidence at ~~any~~ A trial or hearing
 12 ~~of any kind,~~ before ~~any~~ A court, officer, arbiter, referee,
 13 board, or tribunal, a ~~black and white or colored photographic,~~
 14 ~~photostatic or microphotographic~~ reproduction of ~~any~~ A busi-
 15 ness ~~records of such person~~ RECORD OF THE INDIVIDUAL or insti-
 16 tution prepared or entered in regular course of business, the
 17 original of which would be admissible in evidence, including
 18 ~~all~~ AN existing ~~records~~ RECORD and including, but not by way
 19 of limitation, ~~checks, bills, notes, acceptances and all other~~
 20 ~~types of commercial instruments, pass books, deposit slips and~~
 21 ~~statements~~ A CHECK, BILL, NOTE, ACCEPTANCE, OR OTHER TYPE OF
 22 COMMERCIAL INSTRUMENT, PASSBOOK, DEPOSIT SLIP, OR STATEMENT fur-
 23 nished to depositors, whether or not ~~such person~~ THE INDIVIDUAL
 24 or institution regularly SO reproduces ~~as aforesaid~~ any or all
 25 of such business records. ~~Any such~~ THE reproduction, if accom-
 26 panied by the certificate of ~~such person~~ THE INDIVIDUAL or his
 27 OR HER employee or agent, or ~~by~~ OF the officer, agent, or

1 employee of ~~any such~~ THE firm, association, or corporation who
2 supervised the making of the reproduction to the effect that
3 ~~such~~ THE reproduction when made was a true, full, and complete
4 reproduction of the original, shall be received as evidence at
5 ~~any such~~ THE trial or hearing with the same force and effect as
6 though the original document were produced. ~~Provided, how-~~
7 ~~ever, That~~ HOWEVER, the court, officer, arbiter, referee, board,
8 or tribunal may in its discretion require that the original docu-
9 ment be produced in evidence, and may also require the taking of
10 testimony of the person who supervised the making of ~~such~~ THE
11 reproduction. ~~Such~~ THE reproduction ~~shall be~~ IS admissible
12 only if the party offering it ~~shall have delivered~~ DELIVERS a
13 copy of it, or OF so much ~~thereof~~ OF IT as may relate to the
14 controversy, to the adverse party a reasonable time before trial,
15 unless in the opinion of the trial court, officer, arbiter, ref-
16 eree, board, or tribunal the adverse party has not been unfairly
17 surprised by the failure to deliver ~~such~~ THE copy. ~~→~~
18 ~~Provided, however, That no such~~ NEVERTHELESS, SUCH A reproduc-
19 tion need NOT be submitted to the adverse party as herein pre-
20 scribed unless the original instrument would be required to be so
21 submitted. If necessary, ~~such~~ THE reproduction may be offered
22 in evidence by the use of a projector or other similar device.
23 All circumstances surrounding the making of ~~any such~~ THE repro-
24 duction may be shown upon ~~any~~ THE trial, hearing, or proceeding
25 for the purpose of affecting the weight but not the admissibility
26 of ~~such~~ THE evidence.

1 Sec. 2148. (1) ~~Any~~ A person, firm, or corporation engaged
 2 in business may cause ~~any or all~~ records kept by ~~such~~ THE
 3 business to be recorded, copied, or reproduced by ~~any photo-~~
 4 ~~graphic, photostatic, microfilm, micro card or miniature~~
 5 ~~photographic~~ A process ~~which~~ THAT correctly and accurately
 6 copies, reproduces, or forms a medium for copying or reproducing
 7 the original record on a film or other durable material, and
 8 ~~such~~ THE business may ~~thereafter~~ THEN dispose of the original
 9 record.

10 (2) ~~Any such photographic, photostatic, microfilm,~~
 11 ~~micro card or miniature photographic~~ A copy or reproduction MADE
 12 PURSUANT TO SUBSECTION (1) shall be ~~deemed~~ CONSIDERED be an
 13 original record for all purposes ~~—~~ and shall be treated as an
 14 original record in ~~all courts~~ A COURT or administrative
 15 ~~agencies~~ AGENCY for the purpose of its admissibility in
 16 evidence. A facsimile, exemplification, enlargement, or certi-
 17 fied copy of ~~any such photographic~~ SUCH A copy or reproduction
 18 shall, for all purposes, be ~~deemed~~ CONSIDERED a facsimile,
 19 exemplification, or certified copy of the original record.

20 (3) For purposes of this section, "person" ~~shall mean and~~
 21 ~~include any~~ MEANS AN individual, association, firm, partnership,
 22 company, or corporation.

23 Sec. 2917. (1) In a civil action against a library or mer-
 24 chant, an agent of the library or merchant, or an independent
 25 contractor providing security for the library or merchant for
 26 false imprisonment, unlawful arrest, assault, battery, libel, or
 27 slander, if the claim ~~arose~~ ARISES out of conduct involving a

1 person suspected of removing or of attempting to remove, without
2 right or permission, goods held for sale in a store from the
3 store or library materials from a library, or of violating sec-
4 tion 356c or 356d of the Michigan penal code, Act No. 328 of the
5 Public Acts of 1931, being sections 750.356c and 750.356d of the
6 Michigan Compiled Laws, and if the merchant, library, ~~or~~ agent,
7 ~~of the merchant or library~~ OR INDEPENDENT CONTRACTOR had proba-
8 ble cause for believing and did believe that the plaintiff had
9 committed or aided or abetted in the larceny of goods held for
10 sale in the store, or of library materials, or in the violation
11 of section 356c or 356d of Act No. 328 of the Public Acts of
12 1931, damages for or resulting from mental anguish or punitive,
13 exemplary, or aggravated damages shall not be allowed a plain-
14 tiff, unless it is proved that the merchant, library, ~~or~~ agent,
15 ~~of the merchant or library~~ OR INDEPENDENT CONTRACTOR used
16 unreasonable force, detained THE plaintiff an unreasonable length
17 of time, acted with unreasonable disregard of THE plaintiff's
18 rights or sensibilities, or acted with intent to injure THE
19 plaintiff.

20 (2) As used in this section:

21 (a) "Library" includes a public library; a library of an
22 educational, historical, or eleemosynary institution or organi-
23 zation; a museum; an archive; and a repository of public records
24 ~~—~~ or historical records, or both.

25 (b) "Library material" includes a plate; picture; photo-
26 graph; engraving; painting; drawing; map; newspaper; book;
27 magazine; pamphlet; broadside; manuscript; document; letter;

1 public record; microfilm; sound recording; audiovisual material;
2 magnetic or other tape; OPTICAL STORAGE DISC OR OTHER RECORDING
3 MEDIUM; electronic data processing record; artifact; and other
4 documentary, written, or printed material.

5 Sec. 8344. Except as provided in this section, not earlier
6 than 6 years after the entry of a judgment in a civil action,
7 including a summary proceeding or a civil infraction action, or
8 in an ordinance violation case or a criminal case in the district
9 court, the court may dispose of documents, records, recordings,
10 and notes related to that action, except the docket, in accord-
11 ance with a schedule adopted by the state administrative board.
12 The court may order the destruction of notes, tapes, and record-
13 ings ~~which~~ THAT have been transcribed and filed with the court
14 1 year after the date of the filing of the transcript. The
15 docket shall be in a form ~~which shall be~~ adequate to reveal, in
16 summary ~~form~~ FASHION, the general nature of the action and
17 judgment. ~~Thereafter~~ AFTER THE DISPOSAL OF THE DOCUMENTS,
18 RECORDS, RECORDINGS, AND NOTES, the docket or a certified
19 ~~microfilm copy or photographic~~ reproduction of the docket
20 ~~shall be~~ PURSUANT TO THE RECORDS MEDIA ACT IS the official
21 record of the action and judgment. The validity and enforceabil-
22 ity of a judgment are not affected by ~~reason of~~ the destruction
23 of the ~~physical~~ piece of paper upon which the judgment ~~was~~ IS
24 entered, but the docket itself, or a certified ~~microfilm copy or~~
25 ~~photographic~~ reproduction of the docket PURSUANT TO THE RECORDS
26 MEDIA ACT, ~~shall be~~ IS a complete replacement of the judgment
27 and the records of the action. This section ~~shall apply~~

1 APPLIES to judgments of municipal and common pleas courts
2 abolished after January 1, 1969, ~~where~~ IF the judgment was
3 entered or the action disposed of after January 1, 1969. This
4 section ~~shall be applicable~~ APPLIES to actions entered in the
5 small claims division of the district court, except that a docket
6 need not be preserved or maintained after destruction of the
7 file.

8 Section 2. This amendatory act shall not take effect unless
9 House Bill No. 5013 of the 85th Legislature is enacted into law.