

HOUSE BILL No. 5532

February 21, 1990, Introduced by Reps. Perry Bullard, Jondahl, Gubow, Berman, DeMars and Jaye and referred to the Committee on Judiciary.

A bill to amend section 11 of Act No. 397 of the Public Acts of 1978, entitled

"Bullard-Plawecki employee right to know act,"

being section 423.511 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 11 of Act No. 397 of the Public Acts of
2 1978, being section 423.511 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 11. If an employer violates this act, an employee may
5 commence an action in the circuit court OR THE SMALL CLAIMS DIVI-
6 SION OF DISTRICT COURT to compel compliance with this act. ~~The~~
7 JURISDICTION TO ISSUE THE ORDER RESIDES CONCURRENTLY IN THE cir-
8 cuit court for the county in which the complainant resides, the
9 circuit court for the county in which the complainant is
10 employed, or the circuit court for the county in which the

1 personnel record is maintained; ~~shall have jurisdiction to issue~~
2 ~~the order~~ AND IN THE SMALL CLAIMS DIVISION OF THE DISTRICT COURT
3 FOR THE JUDICIAL DISTRICT IN WHICH THE COMPLAINANT RESIDES, THE
4 COMPLAINANT IS EMPLOYED, OR THE PERSONNEL RECORD IS MAINTAINED.
5 Failure to comply with an order of the court may be punished as
6 contempt. In addition, the court shall award an employee pre-
7 vailing in an action pursuant to this act the following damages:
8 (a) For a violation of this act, actual damages plus costs.
9 (b) For a ~~wilful~~ WILLFUL and knowing violation of this
10 act, \$200.00 plus costs, reasonable attorney's fees, and actual
11 damages.