

# HOUSE BILL No. 5821

May 29, 1990, Introduced by Rep. Dunaskiss and referred to the Committee on Judiciary.

A bill to amend chapter IV of Act No. 175 of the Public Acts of 1927, entitled as amended

"The code of criminal procedure,"

as amended, being sections 764.1 to 764.29 of the Michigan Compiled Laws, by adding section 9h.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Chapter IV of Act No. 175 of the Public Acts of  
2 1927, as amended, being sections 764.1 to 764.29 of the Michigan  
3 Compiled Laws, is amended by adding section 9h to read as  
4 follows:

### 5 CHAPTER IV

6 SEC. 9H. (1) SERVICE OF PROCESS ON A DOMESTIC OR FOREIGN  
7 CORPORATION SHALL BE MADE BY DELIVERING A SUMMONS AND A COPY OF  
8 THE COMPLAINT AND WARRANT TO 1 OF THE FOLLOWING PERSONS:

1 (A) AN OFFICER OR THE RESIDENT AGENT OF THE CORPORATION.

2 (B) THE LAST PRESIDING OFFICER, PRESIDENT, CASHIER,  
3 SECRETARY, OR TREASURER OF THE CORPORATION IF THE CORPORATION HAS  
4 CEASED TO DO BUSINESS BY FAILING TO KEEP UP ITS ORGANIZATION BY  
5 THE APPOINTMENT OF OFFICERS OR OTHERWISE, OR IF THE CORPORATION'S  
6 TERM OF EXISTENCE HAS EXPIRED.

7 (2) IF SERVICE OF PROCESS IS TO BE MADE ON A DOMESTIC OR  
8 FOREIGN CORPORATION AS PROVIDED IN SUBSECTION (1), THE MAGISTRATE  
9 WHO ISSUES A WARRANT SHALL ALSO ISSUE A SUMMONS ADDRESSED TO THE  
10 ACCUSED. THE SUMMONS SHALL BE SIGNED BY THE ISSUING MAGISTRATE  
11 AND SHALL CONTAIN THE SAME INFORMATION AS THE WARRANT, EXCEPT  
12 THAT IT SHALL SUMMON THE ACCUSED TO APPEAR BEFORE A DESIGNATED  
13 COURT AT A STATED TIME AND PLACE.