

HOUSE BILL No. 6299

November 27, 1990, Introduced by Rep. Perry Bullard and referred to the Committee on Judiciary.

A bill to provide the time period within which civil actions may be brought to recover costs and expenses associated with asbestos related corrective actions.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act, "person" means an individual,
2 partnership, corporation, trust or trustee, or other public or
3 private entity, including, but not limited to, the state and any
4 political subdivision of the state, a county, municipality, town-
5 ship, village, school district, university, college, junior col-
6 lege, community college, or any agency of those entities.

7 Sec. 2. Notwithstanding any provision of law to the con-
8 trary except as provided in section 3, an action brought by or on
9 behalf of a person to recover costs and expenses associated with
10 asbestos related corrective actions including, but not limited
11 to, the removal and replacement of asbestos and materials

1 containing asbestos, shall be commenced within 6 years after the
2 person knew of the presence of and the damage caused by the pres-
3 ence of the asbestos or material containing asbestos within the
4 person's buildings.

5 Sec. 3. An action brought by or on behalf of a person to
6 recover costs and expenses associated with asbestos related cor-
7 rective actions including, but not limited to, the removal and
8 replacement of asbestos and materials containing asbestos, that
9 would otherwise be barred pursuant to this act by the expiration
10 of the applicable period of limitations before July 1, 1992 is
11 revived if that action is commenced before July 1, 1992.

12 Sec. 4. The legislature intends that this act applies to
13 all cases under the law of this state pending in state or federal
14 trial or appellate courts at the time of its effective date.