

HOUSE BILL No. 5221

September 27, 2005, Introduced by Reps. Hildenbrand and Kooiman and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 8407 (MCL 600.8407), as amended by 1991 PA 192.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8407. (1) A claim shall not be filed or prosecuted in the
2 small claims division by an assignee of a claim or by a third party
3 beneficiary under a third party beneficiary contract.

4 (2) Within a district court district a person shall not file
5 more than ~~5~~ **THE FOLLOWING NUMBER OF** claims in the small claims
6 division in 1 week: ~~—~~.

7 **(A) EXCEPT AS PROVIDED IN SUBDIVISION (B), A PERSON SHALL NOT**
8 **FILE MORE THAN 5 CLAIMS IN 1 WEEK.**

9 **(B) A PERSON SHALL NOT FILE MORE THAN 20 CLAIMS IN 1 WEEK ON**

1 **BEHALF OF A COUNTY, CITY, VILLAGE, TOWNSHIP, OR LOCAL OR**
2 **INTERMEDIATE SCHOOL DISTRICT.**

3 (3) A person shall not file a claim on behalf of a sole
4 proprietorship or a partnership unless that person is the
5 proprietor, a partner in the plaintiff partnership, or a full-time
6 salaried employee of the plaintiff having knowledge of the facts
7 surrounding the complaint. A person shall not file a claim on
8 behalf of a corporation unless that person is a full-time, salaried
9 employee having knowledge of the facts surrounding the complaint. A
10 person shall not file a claim on behalf of a county, city, village,
11 township, or local or intermediate school district unless that
12 person is an elected or appointed officer or an employee of the
13 county, city, village, township, or local or intermediate school
14 district who has knowledge of the facts surrounding the complaint
15 and who is authorized by the governing body of the county, city,
16 village, township, or local or intermediate school district to file
17 the claim.