

**SUBSTITUTE FOR
HOUSE BILL NO. 4666**

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 1910 (MCL 600.1910), as amended by 1994 PA 403.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1910. (1) Proof of service ~~shall~~ **OF PROCESS MAY** be made
2 by 1 of the following methods:

3 (a) Written acknowledgment of **THE** receipt of a summons and a
4 copy of the complaint, dated and signed by the person authorized
5 under this act to receive them.

6 (b) A certificate, stating the facts of service, if service is
7 made ~~within the~~ **IN THIS** state ~~of Michigan~~ by **ANY OF THE FOLLOWING:**

8 (i) A sheriff.

9 (ii) A deputy sheriff, medical examiner, bailiff, **OR**
10 constable, or a deputy of **ANY OF** these officers, if the officers

1 held office in a county in which the court issuing the process is
2 held.

3 ~~(c) An affidavit, stating the facts of service, if~~ **IF** service
4 is made by any other person, ~~and indicating his or her official~~
5 ~~capacity, if any~~ **INDIVIDUAL, A WRITTEN STATEMENT OF THE FACTS OF**
6 **SERVICE, VERIFIED BY THE FOLLOWING STATEMENT: "I DECLARE UNDER THE**
7 **FELONY PENALTY OF PERJURY THAT THIS PROOF OF SERVICE HAS BEEN**
8 **EXAMINED BY ME AND THAT ITS CONTENTS ARE TRUE TO THE BEST OF MY**
9 **INFORMATION, KNOWLEDGE, AND BELIEF."**.

10 (2) Failure to make proof of service does not affect the
11 validity of the service.

12 **(3) AN INDIVIDUAL WHO INTENTIONALLY MAKES A FALSE DECLARATION**
13 **UNDER SUBSECTION (1) (C) IS GUILTY OF A FELONY PUNISHABLE BY**
14 **IMPRISONMENT FOR NOT MORE THAN 15 YEARS OR A FINE OF NOT MORE THAN**
15 **\$2,000.00, OR BOTH.**

16 Enacting section 1. This amendatory act takes effect 180 days
17 after the date it is enacted into law.