

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.