

HOUSE BILL No. 5926

June 27, 1990, Introduced by Rep. Gubow and referred to the Committee on Insurance.

A bill to amend section 3145 of Act No. 218 of the Public Acts of 1956, entitled as amended

"The insurance code of 1956,"

being section 500.3145 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3145 of Act No. 218 of the Public Acts
2 of 1956, being section 500.3145 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 3145. (1) An action for recovery of personal protec-
5 tion insurance benefits payable under this chapter for accidental
6 bodily injury may not be commenced later than ~~1 year~~ 3 YEARS
7 after the date of the accident causing the injury unless written
8 notice of injury as provided ~~herein~~ IN THIS SUBSECTION has been
9 given to the insurer within ~~1 year~~ 3 YEARS after the accident
10 or unless the insurer has previously made a payment of personal

1 protection insurance benefits for the injury. If the notice has
2 been given or a payment has been made, the action may be com-
3 menced at any time within ~~1 year~~ 3 YEARS after the most recent
4 allowable expense, work loss, or survivor's loss has been
5 incurred. However, the claimant may not recover benefits for any
6 portion of the loss incurred more than ~~1 year~~ 3 YEARS before
7 the date on which the action was commenced. The notice of injury
8 required by this subsection may be given to the insurer or any of
9 its authorized agents by a person claiming to be entitled to ben-
10 efits therefor, or by someone in his OR HER behalf. The notice
11 shall give the name and address of the claimant and indicate in
12 ordinary language the name of the person injured and the time,
13 place, and nature of his OR HER injury.

14 (2) An action for recovery of property protection insurance
15 benefits shall not be commenced later than ~~1 year~~ 3 YEARS after
16 the accident.