

HOUSE BILL No. 4321

February 15, 1991, Introduced by Reps. Perry Bullard, Clack, Strand, Profit, Jondahl, Dobronski, Saunders, Murphy, Bennett, Gubow, Hunter, Hertel, Bennane, Leland, Baade, Wozniak and Willis Bullard and referred to the Committee on Judiciary.

A bill to amend section 11 of Act No. 397 of the Public Acts of 1978, entitled

"Bullard-Plawecki employee right to know act,"

being section 423.511 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 11 of Act No. 397 of the Public Acts of
2 1978, being section 423.511 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 11. If an employer violates this act, an employee may
5 commence an action in the circuit court OR THE SMALL CLAIMS DIVI-
6 SION OF DISTRICT COURT to compel compliance with this act. ~~The~~
7 JURISDICTION TO ISSUE THE ORDER RESIDES CONCURRENTLY IN THE cir-
8 cuit court for the county in which the complainant resides, the
9 circuit court for the county in which the complainant is
10 employed, or the circuit court for the county in which the

1 personnel record is maintained; ~~shall have jurisdiction to issue~~
2 ~~the order~~ AND IN THE SMALL CLAIMS DIVISION OF THE DISTRICT COURT
3 FOR THE JUDICIAL DISTRICT IN WHICH THE COMPLAINANT RESIDES, THE
4 COMPLAINANT IS EMPLOYED, OR THE PERSONNEL RECORD IS MAINTAINED.
5 Failure to comply with an order of the court may be punished as
6 contempt. In addition, the court shall award an employee pre-
7 vailing in an action pursuant to this act the following damages:
8 (a) For a violation of this act, actual damages plus costs.
9 (b) For a ~~wilful~~ WILLFUL and knowing violation of this
10 act, \$200.00 plus costs, reasonable attorney's fees, and actual
11 damages.