

HOUSE BILL No. 4494

March 6, 1991, Introduced by Rep. Gubow and referred to the Committee on Labor.

A bill to amend section 3 of Act No. 469 of the Public Acts of 1980, entitled
"The whistleblowers' protection act,"
as amended by Act No. 146 of the Public Acts of 1982, being section 15.363 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3 of Act No. 469 of the Public Acts of
2 1980, as amended by Act No. 146 of the Public Acts of 1982, being
3 section 15.363 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 3. (1) A person who alleges a violation of this act
6 may bring a civil action for appropriate injunctive relief ~~—~~ or
7 actual damages, or both, within ~~90 days~~ 1 YEAR after the
8 occurrence of the alleged violation of this act.

1 (2) An action commenced pursuant to subsection (1) may be
2 brought in the circuit court for the county ~~where~~ IN WHICH the
3 alleged violation occurred, the county ~~where~~ IN WHICH the com-
4 plainant resides, or the county ~~where~~ IN WHICH the person
5 against whom the civil complaint is filed resides or has his or
6 her principal place of business.

7 (3) As used in subsection (1), "damages" means damages for
8 injury or loss caused by each violation of this act, including
9 reasonable attorney fees.

10 (4) An employee shall show by clear and convincing evidence
11 that he or she or a person acting on his or her behalf was about
12 to report, verbally or in writing, a violation or a suspected
13 violation of a law of this state, a political subdivision of this
14 state, or the United States to a public body.