

This revised summary replaces the summary dated 9-23-93.



**House
Legislative
Analysis
Section**

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"STATUTORY ATTORNEYS' FEES"

House Bill 4438

Sponsor: Rep. Kirk A. Profit

Committee: Judiciary

Complete to 9-27-93

A REVISED SUMMARY OF HOUSE BILL 4438 AS INTRODUCED 3-4-93

The bill would amend the Revised Judicature Act with regard to "statutory attorney fees," also known as "taxable costs," which are costs assessed against the losing party in a civil action and awarded to the winner (despite the confusing terminology, these fees have nothing to do with fees paid to an attorney by a litigant). Taxable costs are at present set at \$30 where there was a trial, and at \$15 where there was a default or consent judgment. In each case, the bill would increase the fee to the greater of the existing fee or 25 percent of any damages awarded, up to \$500.

(Note: the bill would amend a subsection that deals with costs assessed in circuit court, but these fees are also applicable in district court, through the operation of Section 8375 [MCL 600.8375], which says that the district court may assess the same costs as are permitted in circuit court.)

MCL 600.2441

House Bill 4438 (9-27-93)