



HOUSE BILL No. 5347

October 31, 1995, Introduced by Reps. Lowe, McBryde, Goschka, Baird, Kaza and Perricone and referred to the Committee on Judiciary and Civil Rights.

A bill to amend section 5 of Act No. 170 of the Public Acts of 1964, entitled as amended

"An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers and paying damages sought or awarded against them; to provide for the legal defense of public officers and employees; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal certain acts and parts of acts,"

being section 691.1405 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 5 of Act No. 170 of the Public Acts of
2 1964, being section 691.1405 of the Michigan Compiled Laws, is
3 amended to read as follows:

1 Sec. 5. ~~Governmental agencies shall be~~ A GOVERNMENTAL
2 AGENCY IS liable for bodily injury and property damage resulting
3 from the negligent operation by ~~any~~ AN officer, agent, or
4 employee of the governmental agency ~~, of a motor~~ OF ANY TYPE OF
5 vehicle of which the governmental agency is owner ~~, as defined~~
6 ~~in Act No. 300 of the Public Acts of 1949, as amended, being~~
7 ~~sections 257.1 to 257.923 of the Compiled Laws of 1948~~ WHETHER
8 OPERATED ON LAND, ON OR UNDER WATER, OR IN THE AIR.