

**SUBSTITUTE FOR
HOUSE BILL NO. 5726**

A bill to impose certain remedies and penalties for violation of the consumer reporting agency disclosure act.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) A consumer reporting agency that violates the
2 consumer reporting agency disclosure act is liable to a person
3 injured by the violation for either of the following:

4 (a) Actual damages or \$1,000.00, whichever is greater, plus
5 reasonable attorney fees.

6 (b) A remedy or penalty authorized under the fair credit
7 reporting act for a violation of that act that substantially cor-
8 responds to section 2 of the consumer reporting agency disclosure
9 act.

10 (2) As used in this section:

11 (a) "Consumer reporting agency" means that term as defined
12 in the consumer reporting agency disclosure act.

HB5726, As Passed House, December 2, 1998

House Bill No. 5726

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1 (b) "Fair credit reporting act" means the fair credit
2 reporting act, title VI of the consumer credit protection act,
3 Public Law 90-321, 15 U.S.C. 1681 to 1681u.

4 Enacting section 1. This act does not take effect unless
5 House Bill No. 5885 of the 89th Legislature is enacted into law.