



Senate Fiscal Agency
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BILL ANALYSIS

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House Bill 4133 (Substitute S-1 as reported by the Committee of the Whole)
Sponsor: Representative Leslie Mortimer
House Committee: Local Government and Urban Policy
Senate Committee: Judiciary

CONTENT

The bill would amend the Revised Judicature Act to delete a ban on serving or executing civil process on a Sunday and provide, instead, that civil process could not be served or executed on a person attending a religious worship meeting, on property where the meeting normally was held, or while en route to or from that meeting within 500 feet of that property.

Currently, civil process may not be served or executed on Sunday, but if sufficient cause is shown by affidavit to a circuit judge's satisfaction, he or she may make any restraining order or authorize the issuance of and service or execution of any writ on Sunday. The bill would delete that provision. Under the bill, civil process could not be served or executed on a person attending a worship meeting of a religious organization that had tax-exempt status under Section 501(c)(3) of the Internal Revenue Code, on property where the organization normally conducted its worship, or going to or coming from such a meeting within 500 feet of that property. A judge could order service or execution of process under those conditions, however, if sufficient cause were shown by affidavit to the judge's satisfaction.

MCL 600.1831

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Date Completed: 10-19-05

Fiscal Analyst: Bill Bowerman