

SENATE BILL No. 980

June 11, 2014, Introduced by Senators BIEDA, JONES, ROBERTSON and JOHNSON and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending sections 227 and 316 (MCL 600.227 and 600.316).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 227. (1) All writs and process issuing out of the supreme
2 court shall be styled: "In the Name of the People of the State of
3 Michigan," and ~~shall run into and~~ MAY be executed in any county of
4 ~~the~~ THIS state. The seal of the supreme court affixed to, or
5 impressed ~~upon,~~ ON, any writ or process in ~~any~~ AN action or
6 proceeding ~~shall be~~ IS conclusive evidence that the writ or process
7 was issued by the supreme court in all cases ~~where such~~ IN WHICH
8 THE writ or process may be lawfully issued.

9 (2) IF A COURT ORDER HAS BEEN ENTERED IN AN ACTION APPEALED TO
10 THE SUPREME COURT THAT PROHIBITS THE DISCLOSURE OF THE ADDRESS OF A

1 PARTY TO THE ACTION OR THAT PROHIBITS A PARTY TO THE ACTION FROM
2 CONTACTING ANOTHER PARTY TO THE ACTION, A PARTY SHALL SERVE PROCESS
3 OR PAPERS IN THE APPEAL THAT ARE REQUIRED TO BE SERVED DIRECTLY ON
4 THE PROTECTED PARTY BY DELIVERING SUFFICIENT EXTRA COPIES OF THE
5 PROCESS OR PAPERS TO THE CLERK OF THE SUPREME COURT WITH A REQUEST
6 THAT THE CLERK SERVE THE PROCESS OR PAPERS ON THE PROTECTED PARTY.
7 THE CLERK SHALL SERVE PROCESS OR PAPERS RECEIVED UNDER THIS
8 SUBSECTION AS PROVIDED BY COURT RULE.

9 Sec. 316. (1) Process issued by the court **OF APPEALS** may be
10 served by any member of the Michigan state police ~~as well as~~ **OR BY**
11 any other officer or ~~person~~ **INDIVIDUAL** authorized to serve process
12 issued ~~out of~~ **BY** a circuit court.

13 (2) IF A COURT ORDER HAS BEEN ENTERED IN AN ACTION APPEALED TO
14 THE COURT OF APPEALS THAT PROHIBITS THE DISCLOSURE OF THE ADDRESS
15 OF A PARTY TO THE ACTION OR THAT PROHIBITS A PARTY TO THE ACTION
16 FROM CONTACTING ANOTHER PARTY TO THE ACTION, A PARTY SHALL SERVE
17 PROCESS OR PAPERS IN THE APPEAL THAT ARE REQUIRED TO BE SERVED
18 DIRECTLY ON THE PROTECTED PARTY BY DELIVERING SUFFICIENT EXTRA
19 COPIES OF THE PROCESS OR PAPERS TO THE CLERK OF THE COURT OF
20 APPEALS WITH A REQUEST THAT THE CLERK SERVE THE PROCESS OR PAPERS
21 ON THE PROTECTED PARTY. THE CLERK SHALL SERVE PROCESS OR PAPERS
22 RECEIVED UNDER THIS SUBSECTION AS PROVIDED BY COURT RULE.