

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 4747

A bill to amend 1961 PA 236, entitled  
"Revised judicature act of 1961,"  
by amending section 5821 (MCL 600.5821), as amended by 1988 PA 35.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 5821. (1) ~~Actions~~**AN ACTION** for the recovery of any land  
2 ~~where the~~**TO WHICH THIS** state is a party ~~are~~**IS** not subject to the  
3 periods of limitations, or laches. However, a person who could have  
4 asserted claim to title by adverse possession for more than 15  
5 years is entitled to seek any other equitable relief in an action  
6 to determine title to the land.

7       (2) ~~Actions brought by any municipal corporations for~~**IN AN**  
8 **ACTION INVOLVING** the recovery ~~of~~**OR** the possession of ~~any~~**LAND,**  
9 **INCLUDING A** public highway, street, alley, **EASEMENT**, or ~~any other~~  
10 public ground, ~~are~~**A MUNICIPAL CORPORATION, POLITICAL SUBDIVISION**

1 OF THIS STATE, OR COUNTY ROAD COMMISSION IS not subject to ~~the~~ **ANY**  
 2 OF THE FOLLOWING:

3 (A) **THE** periods of limitations **UNDER THIS ACT**.

4 (B) **LACHES**.

5 (C) **A CLAIM FOR ADVERSE POSSESSION, ACQUIESCENCE FOR THE**  
 6 **STATUTORY PERIOD, OR A PRESCRIPTIVE EASEMENT**.

7 (3) The periods of limitations prescribed for personal actions  
 8 apply equally to personal actions brought in the name of the people  
 9 of this state, ~~or~~ in the name of any officer **OF THIS STATE**, or  
 10 otherwise for the benefit of this state, subject to the exceptions  
 11 contained in subsection (4).

12 (4) Actions brought in the name of ~~the~~ **THIS** state, ~~of~~  
 13 ~~Michigan~~, the people of ~~the~~ **THIS** state, ~~of Michigan~~, or any  
 14 political subdivision of ~~the~~ **THIS** state, ~~of Michigan~~, or in the  
 15 name of any officer or otherwise for the benefit of ~~the~~ **THIS** state  
 16 ~~of Michigan or any~~ **A** political subdivision of ~~the~~ **THIS** state ~~of~~  
 17 ~~Michigan~~ for the recovery of the cost of maintenance, care, and  
 18 treatment of persons in hospitals, homes, schools, and other state  
 19 institutions are not subject to the statute of limitations and may  
 20 be brought at any time without limitation, ~~the~~ **NOTWITHSTANDING ANY**  
 21 **CONTRARY** provisions of ~~any~~ **A** statute. ~~notwithstanding~~.

22 Enacting section 1. This amendatory act takes effect 90 days  
 23 after the date it is enacted into law.