

HOUSE BILL No. 4477

April 21, 2015, Introduced by Reps. Kesto, Kosowski, Kivela, Heise, Glardon, Faris, Hughes, Glenn, Price, Lyons, Cox and Geiss and referred to the Committee on Criminal Justice.

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, A SHERIFF, DEPUTY SHERIFF, OR POLICE OFFICER, OR AN
7 APPOINTED COURT OFFICER SERVE THE PROCESS OR PAPERS ON THE
8 PROTECTED PARTY. THE CLERK, SHERIFF, DEPUTY SHERIFF, POLICE
9 OFFICER, OR COURT OFFICER SHALL SERVE PROCESS OR PAPERS RECEIVED
10 UNDER THIS SUBSECTION AS PROVIDED BY COURT RULE.

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

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

27 Enacting section 1. This amendatory act takes effect 90 days

1 after the date it is enacted into law.