

HOUSE BILL No. 4661

May 25, 2017, Introduced by Rep. Griffin and referred to the Committee on Law and Justice.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
(MCL 600.101 to 600.9947) by adding section 2978.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 2978. (1) AN INDIVIDUAL WHO IS A VICTIM OF FEMALE GENITAL
2 MUTILATION MAY BRING AN ACTION, IN A COURT OF COMPETENT
3 JURISDICTION, FOR DAMAGES SUSTAINED BECAUSE OF THE FEMALE GENITAL
4 MUTILATION.

5 (2) IN AN ACTION UNDER THIS SECTION, THE COURT MAY AWARD ALL
6 OF THE FOLLOWING:

7 (A) THREE TIMES THE AMOUNT OF ACTUAL DAMAGES SUSTAINED.

8 (B) DAMAGES FOR NONECONOMIC LOSS.

9 (C) COSTS AND REASONABLE ATTORNEY FEES.

10 (3) THE REMEDY PROVIDED BY THIS SECTION IS IN ADDITION TO ANY

1 OTHER RIGHT OR REMEDY THE INDIVIDUAL MAY HAVE AT LAW OR OTHERWISE.

2 (4) AS USED IN THIS SECTION:

3 (A) "FEMALE GENITAL MUTILATION" MEANS THAT TERM AS DEFINED IN
4 SECTION 5851A.

5 (B) "NONECONOMIC LOSS" MEANS DAMAGES OR LOSS DUE TO PAIN,
6 SUFFERING, INCONVENIENCE, PHYSICAL IMPAIRMENT, OR PHYSICAL
7 DISFIGUREMENT, LOSS OF SOCIETY AND COMPANIONSHIP, LOSS OF
8 CONSORTIUM, OR OTHER NONECONOMIC LOSS.

9 Enacting section 1. This amendatory act does not take effect
10 unless all of the following bills of the 99th Legislature are
11 enacted into law:

12 (a) House Bill No. 4636.

13 (b) House Bill No. 4641.