

HOUSE BILL NO. 5647

December 15, 2021, Introduced by Rep. Fink and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
(MCL 600.101 to 600.9947) by adding section 1467.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1467. (1) If the attorney general receives notice of a
2 proposed settlement in a class action pending in a court of this
3 state or a federal court in which the state or any of its
4 departments or officers is a defendant and residents of this state
5 are class members, the attorney general shall review any provisions
6 in the notice or in the proposed settlement about the payment of

1 attorney fees.

2 (2) After reviewing a notice under subsection (1), the
3 attorney general shall participate, or if participation is not
4 automatically allowed, take all steps to participate, in any motion
5 or hearing on the approval of the attorney fees. In doing so, the
6 attorney general shall consider and advocate on behalf of the best
7 interests of the residents of this state who are class members and
8 shall state on the record whether the request for attorney fees
9 should be approved, rejected, or modified by the court.

10 (3) If the attorney general represents the state or any of its
11 departments or officers or another person in a class action to
12 which this section applies, the attorney general shall take all
13 necessary administrative steps within the office of the attorney
14 general to avoid a conflict of interest in performing duties under
15 subsection (2).

16 (4) As used in this section, "the state or any of its
17 departments or officers" means that term as defined in section
18 6419.