



# HOUSE BILL No. 5399

November 9, 1995, Introduced by Reps. Whyman, Voorhees, Dalman, Goschka and Byl and referred to the Committee on Judiciary and Civil Rights.

A bill to amend Act No. 236 of the Public Acts of 1961, entitled as amended "Revised judicature act of 1961," as amended, being sections 600.101 to 600.9947 of the Michigan Compiled Laws, by adding section 1903.

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

1 Section 1. Act No. 236 of the Public Acts of 1961, as  
2 amended, being sections 600.101 to 600.9947 of the Michigan  
3 Compiled Laws, is amended by adding section 1903 to read as  
4 follows:

5 SEC. 1903. (1) A PERSON CONVICTED OF ANY FELONY, MISDEMEAN-  
6 OR, OR ORDINANCE VIOLATION SHALL NOT COMMENCE OR MAINTAIN A CIVIL  
7 ACTION FOR ANY DAMAGES ARISING OUT OF THE INCIDENT FROM WHICH  
8 THAT CONVICTION IS DERIVED.

1           (2) THE COURT SHALL DISMISS WITH PREJUDICE A CIVIL ACTION  
2 COMMENCED OR MAINTAINED IN VIOLATION OF SUBSECTION (1).

3           (3) THE PERIOD OF LIMITATIONS FOR THE BRINGING OF A CIVIL  
4 ACTION PROHIBITED UNDER SUBSECTION (1) IS TOLLED FOR THE PERIOD  
5 THAT AN APPEAL OF THAT CONVICTION IS PENDING IN A COURT OF THIS  
6 STATE, OF ANOTHER STATE, OR OF THE UNITED STATES.

7           (4) THIS SECTION SHALL APPLY ONLY TO CONVICTIONS OCCURRING  
8 AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS  
9 SECTION.