

HOUSE BILL No. 5373

November 13, 1997, Introduced by Reps. Wallace, Baird, Bogardus, Dobronski, DeHart, Freeman, Brater, Callahan, Wetters, Anthony, Basham, Hale, Vaughn and Wojno and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
(MCL 600.101 to 600.9948) by adding section 6313.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 6313. IN A PERSONAL INJURY ACTION, THE TRIER OF FACT
2 MAY AWARD PUNITIVE DAMAGES AGAINST A DEFENDANT FOUND TO BE AT
3 FAULT IF THE CONDUCT OF THE DEFENDANT THAT WAS A PROXIMATE CAUSE
4 OF THE INJURY IS ANY OF THE FOLLOWING:

5 (A) INTENTIONAL.

6 (B) MALICIOUS.

7 (C) FRAUDULENT.

8 (D) DONE WITH A CONSCIOUS AND DELIBERATE DISREGARD OF THE
9 INTERESTS OF OTHERS.