

SENATE BILL No. 589

June 14, 2007, Introduced by Senator KAHN and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judiciary act of 1961,"
by amending section 6306 (MCL 600.6306), as amended by 1995 PA 161.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 6306. (1) After a verdict rendered by a trier of fact in
2 favor of a plaintiff, an order of judgment shall be entered by the
3 court. Subject to section 2959, the order of judgment shall be
4 entered against each defendant, including a third-party defendant,
5 in the following order and in the following judgment amounts:

6 (a) All past economic damages, less collateral source payments
7 as provided ~~for~~ in section 6303.

8 (b) All past noneconomic damages.

9 (c) All future economic damages, less medical and other health
10 care costs, and less collateral source payments determined to be

1 collectible under section 6303(5), reduced to gross present cash
2 value.

3 (d) All future medical and other health care costs reduced to
4 gross present cash value.

5 (e) All future noneconomic damages reduced to gross present
6 cash value.

7 (f) All taxable and allowable costs, including interest as
8 permitted by section 6013 or 6455 on the judgment amounts.

9 (2) As used in this section, "gross present cash value" means
10 the total amount of future damages reduced to present value at a
11 rate of 5% per year, **AND COMPOUNDED ANNUALLY**, for each year in
12 which those damages **WILL** accrue, as found by the trier of fact ~~as~~
13 ~~provided in~~ **UNDER** section 6305(1)(b).

14 (3) If the plaintiff was assigned a percentage of fault under
15 section 6304, the total judgment amount shall be reduced, subject
16 to section 2959, by an amount equal to the percentage of
17 plaintiff's fault. When reducing the judgment amount ~~as provided in~~
18 **UNDER** this subsection, the court shall determine the ratio of total
19 past damages to total future damages and shall allocate the amounts
20 to be deducted proportionally between the past and future damages.