

HOUSE BILL No. 5589

May 1, 2012, Introduced by Reps. Glardon, Denby, Jacobsen, Goike, Kowall, Moss, Franz, Price, Knollenberg, LaFontaine, Callton, Walsh and Wayne Schmidt and referred to the Committee on Insurance.

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3113 (MCL 500.3113), as amended by 1986 PA 93.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3113. A person is not entitled to be paid personal
2 protection insurance benefits **UNDER THIS CHAPTER** for accidental
3 bodily injury if at the time of the accident any of the following
4 circumstances existed:

5 (a) The person was using a motor vehicle or motorcycle ~~which~~
6 **THAT** he or she had taken unlawfully, unless the person reasonably
7 believed that he or she was entitled to take and use the vehicle.

8 **(B) THE PERSON WAS A PASSENGER IN A MOTOR VEHICLE OR ON A**
9 **MOTORCYCLE THAT WAS TAKEN UNLAWFULLY, IF THE PERSON KNEW OF HAD**
10 **REASON TO BELIEVE THAT THE MOTOR VEHICLE OR MOTORCYCLE WAS**

1 UNLAWFULLY TAKEN.

2 (C) ~~(b)~~—The person was the owner or registrant of a motor
3 vehicle or motorcycle involved in the accident with respect to
4 which the security required by section 3101 or 3103 was not in
5 effect.

6 (D) ~~(e)~~—The person was not a resident of this state, was an
7 occupant of a motor vehicle or motorcycle not registered in this
8 state, and was not insured by an insurer ~~which~~ **THAT** has filed a
9 certification in compliance with section 3163.

10 (E) THE PERSON WAS OPERATING A MOTOR VEHICLE OR MOTORCYCLE IN
11 VIOLATION OF SECTION 625(1), (3), OR (8) OF THE MICHIGAN VEHICLE
12 CODE, 1949 PA 300, MCL 257.625, AND THE PERSON HAS BEEN CONVICTED
13 OF THE VIOLATION.

14 (F) THE PERSON WAS USING THE MOTOR VEHICLE IN THE COMMISSION
15 OR FLIGHT FROM THE COMMISSION OF A CRIME THAT IS PUNISHABLE BY
16 IMPRISONMENT FOR MORE THAN 1 YEAR.