

HOUSE BILL No. 4673

May 24, 2011, Introduced by Rep. Walsh and referred to the Committee on Judiciary.

A bill to amend 1949 PA 42, entitled

"An act to confer power upon the circuit court of this state to include in decrees of divorce and of separate maintenance provisions awarding to a party all or part of the property, either real or personal, owned by his or her spouse if the facts establish that the party contributed to the acquisition, improvement, or accumulation of the property,"

by amending section 1 (MCL 552.401), as amended by 1983 PA 215.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) ~~The circuit court of this state may include in any~~
2 ~~decree of~~ **IN A JUDGMENT ENTERED IN AN ACTION FOR** divorce or of
3 separate maintenance, ~~entered in the circuit~~ **A court appropriate**
4 ~~provisions awarding~~ **SHALL AWARD** to a party all or a portion of the
5 property, either real or personal, owned by his or her spouse, as
6 ~~appears to the court to be equitable under all the circumstances of~~
7 ~~the case, if it appears from the evidence in the case that the~~
8 ~~party contributed to the acquisition, improvement, or accumulation~~

1 ~~of the property. The decree, upon~~ **PROVIDED IN SECTION 19 OF 1846 RS**
2 **84, MCL 552.19.**

3 **(2) A JUDGMENT OF DIVORCE REFERRED TO IN SUBSECTION (1), ON**
4 becoming final, ~~shall have~~ **HAS** the same force and effect as **WOULD** a
5 quitclaim deed of the real estate, if ~~any~~ **THE PROPERTY AWARDED IS**
6 **REAL ESTATE**, or a bill of sale of the personal property, if ~~any~~ **THE**
7 **PROPERTY AWARDED IS PERSONAL PROPERTY**, given by the party's spouse
8 to the party.

9 Enacting section 1. This amendatory act does not take effect
10 unless Senate Bill No. ____ or House Bill No. 4672(request no.
11 02213'11 *) of the 96th Legislature is enacted into law.