

SENATE BILL No. 663

November 6, 2013, Introduced by Senator KOWALL and referred to the Committee on Economic Development.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
(MCL 600.101 to 600.9947) by adding section 2949b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **SEC. 2949B. (1) THE MANUFACTURER OF A VEHICLE IS NOT LIABLE IN**
2 **A PRODUCT LIABILITY ACTION FOR DAMAGES RESULTING FROM ANY OF THE**
3 **FOLLOWING UNLESS THE DEFECT FROM WHICH THE DAMAGES RESULTED WAS**
4 **PRESENT IN THE VEHICLE WHEN IT WAS MANUFACTURED:**

5 **(A) THE CONVERSION OR ATTEMPTED CONVERSION OF THE VEHICLE INTO**
6 **AN AUTOMATED MOTOR VEHICLE BY ANOTHER PERSON.**

7 **(B) THE INSTALLATION OF EQUIPMENT IN THE VEHICLE BY ANOTHER**
8 **PERSON TO CONVERT IT INTO AN AUTOMATED MOTOR VEHICLE.**

9 **(C) THE MODIFICATION BY ANOTHER PERSON OF EQUIPMENT THAT WAS**
10 **INSTALLED BY THE MANUFACTURER IN AN AUTOMATED MOTOR VEHICLE**

1 SPECIFICALLY FOR USING THE VEHICLE IN AUTOMATIC MODE.

2 (2) A SUBCOMPONENT SYSTEM PRODUCER RECOGNIZED AS DESCRIBED IN
3 SECTION 244 OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.244,
4 IS NOT LIABLE IN A PRODUCT LIABILITY ACTION FOR DAMAGES RESULTING
5 FROM THE MODIFICATION OF EQUIPMENT INSTALLED BY THE SUBCOMPONENT
6 SYSTEM PRODUCER TO CONVERT A VEHICLE TO AN AUTOMATED MOTOR VEHICLE
7 UNLESS THE DEFECT FROM WHICH THE DAMAGES RESULTED WAS PRESENT IN
8 THE EQUIPMENT WHEN IT WAS INSTALLED BY THE SUBCOMPONENT SYSTEM
9 PRODUCER.

10 (3) SECTIONS 2945 TO 2949A DO NOT APPLY IN A PRODUCT LIABILITY
11 ACTION TO THE EXTENT THAT THEY ARE INCONSISTENT WITH THIS SECTION.

12 (4) AS USED IN THIS SECTION:

13 (A) "AUTOMATED MOTOR VEHICLE" MEANS THAT TERM AS DEFINED IN
14 SECTION 2B OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.2B.

15 (B) "AUTOMATIC MODE" MEANS THAT TERM AS DEFINED IN SECTION 2B
16 OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.2B.

17 (C) "VEHICLE" MEANS THAT TERM AS DEFINED IN SECTION 79 OF THE
18 MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.79.

19 Enacting section 1. This amendatory act does not take effect
20 unless Senate Bill No. 169 of the 97th Legislature is enacted into
21 law.