

SUBSTITUTE FOR
SENATE BILL NO. 558

A bill to amend 1846 RS 66, entitled
"Of estates in dower, by the curtesy, and general provisions
concerning real estate,"
(MCL 558.1 to 558.29) by adding section 30; and to repeal acts and
parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 30. (1) NOTWITHSTANDING SECTIONS 1 TO 29, AND EXCEPT AS
2 OTHERWISE PROVIDED IN SUBSECTION (2), A WIFE'S DOWER RIGHT IS
3 ABOLISHED AND UNENFORCEABLE EITHER THROUGH STATUTE OR AT COMMON
4 LAW.

5 (2) THIS SECTION DOES NOT APPLY TO EITHER OF THE FOLLOWING:

6 (A) A WIDOW'S DOWER ELECTED BY A WOMAN WHOSE HUSBAND DIED
7 BEFORE THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS
8 SECTION.

9 (B) IF A WIDOW'S HUSBAND DIED BEFORE THE EFFECTIVE DATE OF THE

1 AMENDATORY ACT THAT ADDED THIS SECTION, THE WIDOW'S RIGHT TO ELECT
2 DOWER UNDER SECTION 2202 OF THE ESTATES AND PROTECTED INDIVIDUALS
3 CODE, 1998 PA 386, MCL 700.2202.

4 Enacting section 1. Sections 2931 and 2933 of the revised
5 judicature act of 1961, 1961 PA 236, MCL 600.2931 and 600.2933, are
6 repealed.

7 Enacting section 2. This amendatory act takes effect 90 days
8 after the date it is enacted into law.

9 Enacting section 3. This amendatory act does not take effect
10 unless all of the following bills of the 98th Legislature are
11 enacted into law:

12 (a) Senate Bill No. 559.

13 (b) Senate Bill No. 560.