

**NONFERROUS METAL REGULATORY ACT (EXCERPT)**  
**Act 429 of 2008**

\*\*\*\*\* 445.437.new THIS NEW SECTION IS EFFECTIVE APRIL 1, 2009 \*\*\*\*\*

**445.437.new Private cause of action; damages; "value of the nonferrous metal article stolen" defined.**

Sec. 17. (1) A person may bring a private cause of action, in a court of competent jurisdiction, for monetary damages suffered from violation of this act by a seller or a dealer, or both.

(2) The court shall award treble damages for the value of the nonferrous metal article stolen. The court may award costs regarding any aspect of an action brought under subsection (1). As used in this subsection, "value of the nonferrous metal article stolen" means the greatest of the following:

- (a) The replacement cost of the stolen article.
- (b) The cost of repairing the damage caused by the larceny of that article.
- (c) The total of subdivisions (a) and (b).

**History:** 2008, Act 429, Eff. Apr. 1, 2009.