

HOUSE BILL No. 4041

January 25, 2001, Introduced by Rep. Faunce and referred to the Committee on Civil Law and the Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 5807 (MCL 600.5807).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5807. (1) ~~No person may~~ A PERSON SHALL NOT bring or
2 maintain ~~any~~ AN action to recover damages or sums due for
3 breach of contract, or to enforce the specific performance of
4 ~~any~~ A contract, unless, after the claim first accrued to
5 ~~himself~~ THE PERSON or to someone through whom ~~he~~ THE PERSON
6 claims, ~~he~~ THAT PERSON commences the action within the periods
7 of time prescribed by this section.

8 (2) ~~(1)~~ The period of limitations on ~~actions~~ AN ACTION
9 charging ~~any~~ A surety on ~~any~~ A bond of ~~any~~ AN executor,
10 administrator, OR guardian is 4 years after the discharge of the
11 executor, administrator, or guardian.

1 (3) ~~-(2)-~~ The period of limitations is 10 years for
2 ~~actions~~ AN ACTION founded ~~upon bonds of public officers~~ ON A
3 BOND OF A PUBLIC OFFICER.

4 (4) ~~-(3)-~~ The period of limitations on ~~actions~~ AN ACTION
5 founded ~~upon bonds~~ ON A BOND executed under ~~sections 41.80 and~~
6 ~~41.81 of the Compiled Laws of 1948~~ SECTIONS 80 AND 81 OF 1846 RS
7 16, MCL 41.80 AND 41.81, is 2 years after the expiration of the
8 year for which the constable was elected.

9 (5) ~~-(4)-~~ The period of limitations is 10 years for ~~actions~~
10 ~~founded upon covenants in deeds and mortgages~~ AN ACTION FOUNDED
11 ON A COVENANT IN A DEED OR MORTGAGE of real estate.

12 (6) ~~-(5)-~~ The period of limitations is 2 years for ~~actions~~
13 AN ACTION charging ~~any~~ A surety for costs.

14 (7) ~~-(6)-~~ The period of limitations is 2 years for ~~actions~~
15 AN ACTION brought on ~~bonds or recognizances~~ A BOND OR
16 RECOGNIZANCE given on appeal from ~~any~~ A court in this state.

17 (8) ~~-(7)-~~ The period of limitations is 10 years for ~~actions~~
18 ~~on bonds, notes, or other like instruments which are~~ AN ACTION
19 ON A BOND, NOTE, OR OTHER SIMILAR INSTRUMENT THAT IS the direct
20 or indirect obligation of, or ~~were~~ WAS issued by although not
21 the obligation of, ~~the~~ THIS state ~~of Michigan~~ or ~~any~~ A
22 county, city, village, township, school district, special assess-
23 ment district, or other public or quasi-public corporation in
24 ~~the~~ THIS state. ~~of Michigan.~~

25 (9) THE PERIOD OF LIMITATIONS IS 2 YEARS FOR AN ACTION TO
26 COLLECT FEES FOR SERVICES RENDERED BY AN ATTORNEY.

1 (10) ~~—(8)—~~ The period of limitations is 6 years for all
2 other actions to recover damages or sums due for breach of
3 contract.