

# HOUSE BILL No. 4578

April 5, 2007, Introduced by Rep. Hansen and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled  
"Revised judicature act of 1961,"  
by amending section 8409 (MCL 600.8409), as amended by 1991 PA 192.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 8409. (1) Attachment or garnishment shall not issue from  
2 the small claims division prior to judgment but execution may issue  
3 in the manner prescribed by law and the judgment may be enforced in  
4 any other manner provided by law and not prohibited under ~~the~~  
5 ~~provisions of this chapter.~~ **A PARTY TO AN ACTION UNDER THIS CHAPTER**  
6 **MAY BE REPRESENTED BY AN ATTORNEY AT LAW IN MATTERS RELATED TO THE**  
7 **ISSUANCE OF EXECUTION OR OTHER ENFORCEMENT OF THE JUDGMENT.**

8           (2) The state court administrator shall prepare instruction  
9 sheets clearly explaining in plain English how, and under what

1 circumstances, a plaintiff in whose favor a judgment has been  
2 entered may request the court to issue execution, attachment, or  
3 garnishment to enforce payment of the judgment. A copy of the  
4 instruction sheet shall be offered to the plaintiff at the same  
5 time as a copy of the judgment is given to the plaintiff under  
6 section 8410. Additional copies of the instruction sheets, and  
7 forms for writs of garnishment, shall be made available at the  
8 office of each clerk and deputy clerk of the district court.