

SENATE BILL NO. 914

May 12, 2020, Introduced by Senators ALEXANDER, GEISS, CHANG, BULLOCK, IRWIN, WOJNO, SANTANA, MOSS, POLEHANKI, BAYER, ANANICH and MCMORROW and referred to the Committee on Finance.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
(MCL 600.101 to 600.9947) by adding sections 3102, 3202, 5740, and
5782.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3102. A court shall not enter a judgment for sale under
2 this chapter or take any action to advance an action filed under
3 this chapter if prohibited under the emergency rental relief act.

1 Sec. 3202. (1) A person foreclosing or entitled to foreclose a
2 mortgage under this chapter shall not take any action to proceed
3 with the foreclosure, or instruct or allow any other person to do
4 so, if prohibited by the emergency rental relief act.

5 (2) A person aggrieved by a violation of this section may
6 commence an action to restrain the violation and recover any costs
7 or expenses incurred because of the violation and the actual costs
8 of the action, including, but not limited to, attorney fees.

9 Sec. 5740. A court shall not advance summary proceedings,
10 enter a judgment for possession, or issue a writ of restitution or
11 order for eviction under this chapter if prohibited under the
12 emergency rental relief act.

13 Sec. 5782. A court shall not advance an action, enter a
14 judgment for possession, or issue a writ of restitution or order
15 for eviction after entry of a judgment under this chapter if
16 prohibited under the emergency rental relief act.

17 Enacting section 1. This amendatory act does not take effect
18 unless Senate Bill No. 912 of the 100th Legislature is enacted into
19 law.