

# SENATE BILL NO. 1189

December 05, 2024, Introduced by Senators HERTEL, MCMORROW, MCDONALD RIVET and IRWIN and referred to the Committee on Civil Rights, Judiciary, and Public Safety.

A bill to amend 1961 PA 236, entitled  
"Revised judicature act of 1961,"  
by amending section 6452 (MCL 600.6452), as amended by 2020 PA 44.

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

1       Sec. 6452. (1) Every claim against this state, cognizable by  
2       the court of claims, is forever barred unless the claim is filed  
3       with the clerk of the court or an action is commenced on the claim  
4       in federal court as authorized in section 6440, within 3 years  
5       after the claim first accrues.

1 (2) Except as modified by this section, chapter 58, relative  
2 to the limitation of actions, also applies to the limitation under  
3 this section.

4 (3) The attorney general has the same right as a creditor  
5 under the statutes of this state to petition for the appointment of  
6 a personal representative of the estate of a deceased person.

7 (4) The attorney general has the same right as a  
8 superintendent of the poor under the statutes of this state to  
9 petition for the appointment of a guardian of the estate of a minor  
10 or any other individual under a disability.

11 (5) This section does not apply to ~~a claim for~~ **either of the**  
12 **following:**

13 (a) **A claim for** compensation under the wrongful imprisonment  
14 compensation act, 2016 PA 343, MCL 691.1751 to 691.1757.

15 (b) **A claim to which section 5851b applies.**

16 Enacting section 1. This amendatory act applies retroactively  
17 to actions pending on the effective date of this amendatory act and  
18 to actions brought under section 5851b(4) of the revised judicature  
19 act of 1961, 1961 PA 236, MCL 600.5851b.

20 Enacting section 2. This amendatory act does not take effect  
21 unless all of the following bills of the 102nd Legislature are  
22 enacted into law:

23 (a) House Bill No. 4482.

24 (b) House Bill No. 4483.