LEGISLATIVE IMMUNITY
Act 27 of 1984

AN ACT to provide immunity from civil action to members of the legislature of this state for acts done pursuant to duty as legislators; to prohibit members of the legislature of this state from being made parties to contested cases or other administrative proceedings for acts done pursuant to duty as legislators; and to provide for certain exemptions from subpoenas.

History: 1984, Act 27, Imd. Eff. Mar. 12, 1984.

The People of the State of Michigan enact:

4.551 Liability of legislator in civil action.

Sec. 1. A member of the legislature of this state shall not be liable in a civil action for any act done by him or her pursuant to his or her duty as a legislator.

History: 1984, Act 27, Imd. Eff. Mar. 12, 1984.

4.552 Legislator as party in contested case or other administrative proceeding.

Sec. 2. A member of the legislature of this state shall not be made a party in a contested case, as defined in section 3 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.203, or any other administrative proceeding for any act committed by that legislator while performing his or her duty as a legislator.

History: 1984, Act 27, Imd. Eff. Mar. 12, 1984;—Am. 2011, Act 244, Imd. Eff. Dec. 8, 2011.

4.553 Subpoena as to statements made by legislator.

Sec. 3. A member of the legislature shall not be subject to a subpoena for any matter involving statements made by the legislator pursuant to his or her duty as a legislator.

History: 1984, Act 27, Imd. Eff. Mar. 12, 1984.

4.554 Subpoena duces tecum.

Sec. 4. The legislative files, recordings, tapes, records, memoranda, or written documents of a member of the legislature shall not be subject to a subpoena duces tecum in a civil action, contested case, or other administrative proceeding. This section shall not apply to the files, recordings, tapes, records, memoranda, or written documents of a committee, subcommittee, commission, or council of the legislature.

History: 1984, Act 27, Imd. Eff. Mar. 12, 1984.

4.555 Conditional effective date.

Sec. 5. This act shall not take effect unless all of the following bills of the 82nd Legislature are enacted into law:

(a) Senate Bill No. 437.

(b) Senate Bill No. 438.

History: 1984, Act 27, Imd. Eff. Mar. 12, 1984.

Compiler's note: Senate Bill No. 437, referred to in Sec. 5, was approved by the Governor on Mar. 12, 1984, and became P.A. 1984, No. 28 , Imd. Eff. Mar. 12, 1984. Senate Bill No. 438, also referred to in Sec. 5, was approved by the Governor on Mar. 12, 1984, and became P.A. 1984, No. 29, Imd. Eff. Mar. 12, 1984.

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