

SUBSTITUTE FOR
SENATE BILL NO. 244

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 1910 (MCL 600.1910), as amended by 1994 PA 403.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1910. (1) Proof of service ~~shall~~**of process must** be made
2 by 1 of the following methods:

3 (a) Written acknowledgment of **the** receipt of a summons and a
4 copy of the complaint, dated and signed by the person authorized
5 under this act to receive them.

6 (b) A certificate, stating the facts of service, if service is
7 made ~~within the~~**in this** state ~~of Michigan~~ by **any of the following:**

8 (i) A sheriff.

9 (ii) A deputy sheriff, medical examiner, ~~bailiff,~~**court**

1 **officer, or** constable, or a deputy of **any of** these officers. ~~if the~~
2 ~~officers held office in a county in which the court issuing the~~
3 ~~process is held.~~

4 (c) ~~An affidavit, stating the facts of service, if~~ **If** service
5 is made by any other ~~person, and indicating his or her official~~
6 ~~capacity, if any individual, a written statement of the facts of~~
7 **service that is signed and dated and verified by the following**
8 **statement: "I declare under the penalty of perjury that this proof**
9 **of service has been examined by me and that its contents are true**
10 **to the best of my information, knowledge, and belief."**.

11 (2) Failure to make proof of service does not affect the
12 validity of the service.

13 Enacting section 1. This amendatory act takes effect 180 days
14 after the date it is enacted into law.