



STATE BAR OF MICHIGAN

Member Comment

Member Name:

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Bill Number:

HB 4467 (Condino) Civil procedure; statute of limitations; civil action for damages resulting from criminal sexual conduct against a minor; extend tolling of statute of limitations. Amends sec. 5851 of 1961 PA 236 (MCL 600.5851).

Date comment submitted:

July 24, 2006

Member Position:

(1) How often will perpetrators have funds to pay the damages the victim suffers? (2) Children should be taught to report illegal touching no matter what threat has been made. This should be drummed into them at school. The more promptly these incidents can be reported the more likely they are genuine and provable. Giving more time to sue a perpetrator is not the proper means to solve the problem.

State Bar of Michigan Position:

Oppose in Principle. Due to the length of time the statute of limitations would be extended, the due process rights of the defendant may be violated.