

HOUSE BILL No. 5110

October 12, 2017, Introduced by Reps. Yaroach, Marino, Webber, Lasinski, Frederick, Chirkun, Bizon, LaGrand, Moss, Brinks, Camilleri, Wittenberg, Chang, Ellison, Green, Sabo, Liberati, Sneller, Sowerby, Pagan, Howrylak, Faris, Byrd, Hammoud, Scott, Geiss, Elder, Greimel, Hertel, Zemke and Gay-Dagnogo and referred to the Committee on Insurance.

A bill to amend 1956 PA 218, entitled
 "The insurance code of 1956,"
 by amending section 3145 (MCL 500.3145).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3145. (1) An action for recovery of personal protection
 2 insurance benefits payable under this chapter for accidental bodily
 3 injury may not be commenced later than ~~1 year~~ **3 YEARS** after the
 4 date of the accident causing the injury unless written notice of
 5 injury as provided herein **IN THIS SUBSECTION** has been given to the
 6 insurer within ~~1 year~~ **3 YEARS** after the accident or unless the
 7 insurer has previously made a payment of personal protection
 8 insurance benefits for the injury. If the notice has been given or
 9 a payment has been made, the action may be commenced at any time

1 within ~~1-year~~ **3 YEARS** after the most recent allowable expense, work
2 loss or survivor's loss has been incurred. However, the claimant
3 may not recover benefits for any portion of the loss incurred more
4 than ~~1-year~~ **3 YEARS** before the date on which the action was
5 commenced. The notice of injury required by this subsection may be
6 given to the insurer or any of its authorized agents by a person
7 claiming to be entitled to benefits ~~therefor,~~ **FOR THE INJURY**, or by
8 someone in ~~his~~ **THE PERSON'S** behalf. The notice ~~shall~~ **MUST** give the
9 name and address of the claimant and indicate in ordinary language
10 the name of the person injured and the time, place, and nature of
11 ~~his~~ **THE PERSON'S** injury.

12 (2) An action for recovery of property protection insurance
13 benefits ~~shall~~ **MAY** not be commenced later than ~~1-year~~ **3 YEARS** after
14 the accident.

15 Enacting section 1. This amendatory act takes effect 90 days
16 after the date it is enacted into law.