

# HOUSE BILL No. 5121

September 12, 1991, Introduced by Reps. Porreca and Jonker and referred to the Committee on Education.

A bill to amend section 3 of Act No. 1 of the Public Acts of 1966, entitled as amended

"An act to provide for the accessibility and the utilization by the physically limited persons of public facilities and facilities used by the public; to create a barrier free design board and to prescribe its powers and duties; to prescribe the powers and duties of certain other state and local authorities; to provide remedies; and to provide for the enforcement of this act,"

being section 125.1353 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3 of Act No. 1 of the Public Acts of  
2 1966, being section 125.1353 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4 Sec. 3. (1) The administration and enforcement of this act  
5 in respect to ~~all~~ A public ~~facilities~~ FACILITY owned or  
6 leased by ~~the state, except for school buildings or facilities~~  
7 ~~other than facilities at institutions of higher education as~~

1 ~~defined~~ A COLLEGE OR UNIVERSITY DESCRIBED in section 4, 5, OR 6  
 2 OF article ~~8~~ VIII of the state constitution of 1963, are vested  
 3 in the department of management and budget.

4 ~~(2) The administration and enforcement of this act in~~  
 5 ~~respect to school buildings as defined in section 1a of Act No.~~  
 6 ~~306 of the Public Acts of 1937, as amended, being section~~  
 7 ~~388.851a of the Michigan Compiled Laws, are vested in the depart-~~  
 8 ~~ment of education.~~

9 (2) ~~(3)~~ The administration and enforcement of this act in  
 10 respect to A public ~~facilities~~ FACILITY for which the adminis-  
 11 tration and enforcement is not provided for in subsection (1) ~~or~~  
 12 ~~(2)~~, are vested in the local or state unit of government respon-  
 13 sible for issuing a building permit, and if a permit is not  
 14 required, in the department of labor.

15 (3) ~~(4)~~ The administration and enforcement of this act in  
 16 respect to ~~facilities~~ A PRIVATE FACILITY used by the public are  
 17 vested in the building and inspection departments or agencies of  
 18 local administrative authority with the responsibility and duty  
 19 of issuing building permits.

20 Section 2. This amendatory act shall not take effect unless  
 21 Senate Bill No. \_\_\_\_\_ or House Bill No. 5119 (request  
 22 no. 01300'91) of the 86th Legislature is enacted into law.