

SENATE BILL NO. 351

May 23, 2023, Introduced by Senators IRWIN, GEISS, CAVANAGH, BELLINO, BAYER, CHANG, MCMORROW, SANTANA, SHINK and ANTHONY and referred to the Committee on Health Policy.

A bill to amend 2014 PA 197, entitled
"Breastfeeding antidiscrimination act,"
by amending the title and section 2 (MCL 37.232).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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TITLE

An act to prohibit discriminatory practices, policies, and
customs in the exercise of the right to breastfeed **and express**
human milk; to provide for enforcement of the right to breastfeed
and express human milk; and to provide remedies.

Sec. 2. ~~Except where~~ **Unless** expressly permitted by **a** state or

1 federal statute or a regulation promulgated ~~thereunder,~~**under a**
2 **state or federal statute**, a person with control over a **place of**
3 public accommodation or public service shall not do any of the
4 following:

5 (a) Deny the full and equal enjoyment of the goods, services,
6 facilities, privileges, advantages, or accommodations of a place of
7 public accommodation or public service to ~~a woman~~**an individual**
8 because ~~she~~**the individual** is breastfeeding a child **or is**
9 **expressing human milk.**

10 (b) Print, circulate, post, mail, or otherwise cause to be
11 published a statement, advertisement, notice, or sign that
12 indicates any of the following:

13 (i) That the full and equal enjoyment of the goods, services,
14 facilities, privileges, advantages, or accommodations of a place of
15 public accommodation or public service will be refused, withheld
16 from, or denied ~~a woman~~**an individual** because ~~she~~**the individual** is
17 breastfeeding a child **or is expressing human milk.**

18 (ii) That ~~a woman's~~**an individual's** patronage of or presence at
19 a place of public accommodation is objectionable, unwelcome,
20 unacceptable, or undesirable because ~~she~~**the individual** is
21 breastfeeding a child **or is expressing human milk.**