

HOUSE BILL No. 5250

August 19, 2009, Introduced by Rep. Meekhof and referred to the Committee on Regulatory Reform.

A bill to amend 1972 PA 230, entitled
"Stille-DeRossett-Hale single state construction code act,"
(MCL 125.1501 to 125.1531) by adding section 4g.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **SEC. 4G. (1) BEGINNING THE EFFECTIVE DATE OF THE AMENDATORY**
2 **ACT THAT ADDED THIS SECTION, A GOVERNMENTAL SUBDIVISION MAY ENACT**
3 **AN ORDINANCE PROVIDING FOR THE FOLLOWING IN REFERENCE TO A**
4 **BABYSITTING FACILITY:**

5 **(A) THE PRESENCE OF A WINDOW OR OTHER SIMILAR TRANSPARENT**
6 **VIEWING SURFACE POSITIONED TO ALLOW FOR VIEWING OF OCCUPANTS OF THE**
7 **NURSERY OR PLAYROOM. SUBJECT TO SUBSECTION (2), THE SIZE OF THE**
8 **WINDOW OR OTHER SIMILAR TRANSPARENT VIEWING SURFACE SHALL BE EQUAL**
9 **TO AT LEAST 5% OF THE FLOOR AREA OF THE NURSERY OR PLAYROOM.**

10 **(B) A RESTROOM OR TOILET FACILITY POSITIONED NOT MORE THAN 15**

1 FEET FROM AN ENTRANCE OR EXIT TO THE NURSERY OR PLAYROOM, SUBJECT
2 TO SUBSECTION (2).

3 (2) THE PLANNING COMMISSION OR OTHER DIVISION OF THE
4 GOVERNMENTAL SUBDIVISION HAVING JURISDICTION OVER THE CONSTRUCTION
5 AND RENOVATION OF BUILDINGS, AS PROVIDED FOR IN THE ORDINANCE, MAY
6 ALLOW A VARIANCE OF THE REQUIREMENTS IMPOSED IN SUBSECTION (1)
7 BASED UPON OBJECTIVE STANDARDS TRIGGERING SUCH A VARIANCE AS
8 CONTAINED WITHIN THE ORDINANCE.

9 (3) A GOVERNMENTAL SUBDIVISION ENACTING AN ORDINANCE UNDER
10 SUBSECTION (1) SHALL, AFTER ENACTMENT OF THE ORDINANCE AND 60 DAYS
11 BEFORE THE ORDINANCE TAKES EFFECT, SUBMIT A COPY TO THE BUREAU OF
12 CONSTRUCTION CODES FOR ITS REVIEW. AN ORDINANCE DULY ENACTED UNDER
13 SUBSECTION (1) IS NOT REQUIRED TO BE APPROVED BY THE BUREAU OF
14 CONSTRUCTION CODES OR BY THE COMMISSION.

15 (4) AS USED IN THIS SECTION, "BABYSITTING FACILITY" MEANS A
16 SCHOOL, CHURCH, FRATERNAL ORGANIZATION, OR OTHER FACILITY OPEN TO
17 THE PUBLIC THAT PROVIDES FULL- OR PART-TIME BABYSITTING OR CHILD
18 CARE SERVICES WITHOUT A LICENSE TO DO SO ISSUED BY THE STATE OF
19 MICHIGAN.