



# HOUSE BILL No. 5639

February 27, 1996, Introduced by Reps. Lowe, Gernaat, DeLange, Perricone, Bodem, Randall, Horton, Hammerstrom, Hill, McBryde, McManus, Llewellyn, Voorhees, London, DeMars, Anthony, Cropsey, Green, Pitoniak and Jersevic and referred to the Committee on Tourism and Recreation.

A bill to amend section 4b of Act No. 230 of the Public Acts of 1972, entitled as amended

"State construction code act of 1972,"

as added by Act No. 112 of the Public Acts of 1987, being section 125.1504b of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 4b of Act No. 230 of the Public Acts of  
2 1972, as added by Act No. 112 of the Public Acts of 1987, being  
3 section 125.1504b of the Michigan Compiled Laws, is amended to  
4 read as follows:

5 Sec. 4b. (1) A bed and breakfast ~~shall be~~ IS considered  
6 under the code to be a single family residential structure and  
7 shall not be treated as a hotel or other facility serving  
8 transient tenants. This section ~~shall be~~ IS effective

1 throughout the state without local modification, notwithstanding  
2 the exemption provisions of section 8.

3 ~~(2) This section applies to a bed and breakfast constructed~~  
4 ~~before the effective date of this section, and to a single family~~  
5 ~~residential structure that was constructed before the effective~~  
6 ~~date of this section and is renovated to become a bed and break~~  
7 ~~fast after the effective date of this section. This section does~~  
8 ~~not apply to a bed and breakfast that is constructed after the~~  
9 ~~effective date of this section, or to a single family residential~~  
10 ~~structure that is constructed and renovated to become a bed and~~  
11 ~~breakfast after the effective date of this section.~~

12 (2) ~~(3) The provisions of this~~ THIS section ~~shall~~ DOES  
13 not ~~be interpreted to~~ affect local zoning, fire safety, or  
14 housing regulations.

15 (3) ~~(4)~~ As used in this section, "bed and breakfast" means  
16 a single family residential structure that meets all of the fol-  
17 lowing criteria:

18 (a) Has 8 or fewer sleeping rooms, including sleeping rooms  
19 occupied by the innkeeper, 1 or more of which are available for  
20 rent to transient tenants.

21 (b) Serves ~~breakfast~~ MEALS at no extra cost to its tran-  
22 sient tenants.

23 (c) Has a smoke detector in proper working order in ~~every~~  
24 EACH sleeping room and a fire extinguisher in proper working  
25 order on ~~every~~ EACH floor.