

STATE OF MICHIGAN
89TH LEGISLATURE
REGULAR SESSION OF 1998

Introduced by Reps. Gubow, Nye, Raczkowski and Leland

Reps. Agee, Anthony, Baade, Bodem, Bogardus, Brackenridge, Byl, Cassis, Cherry, Ciaramitaro, Crissman, DeHart, Dobb, Emerson, Freeman, Gagliardi, Gernaat, Gire, Hale, Harder, Jansen, Jelinek, Johnson, Kaza, Kelly, Kilpatrick, LaForge, Law, London, McBryde, Middaugh, Oxender, Parks, Price, Richner, Rocca, Scott, Thomas, Vaughn, Voorhees, Wallace and Whyman named co-sponsors

ENROLLED HOUSE BILL No. 5583

AN ACT to amend 1945 PA 327, entitled "An act relating to aeronautics in this state; providing for the development and regulation thereof; creating a state aeronautics commission; prescribing powers and duties; providing for the licensing, or registration, or supervision and control of all aircraft, airports and landing fields, schools of aviation, flying clubs, airmen, aviation instructors, airport managers, manufacturers, dealers, and commercial operation in intrastate commerce; providing for rules pertaining thereto; prescribing a privilege tax for the use of the aeronautical facilities on the lands and waters of this state; providing for the acquisition, development, and operation of airports, landing fields, and other aeronautical facilities by the state and by political subdivisions; providing jurisdiction of crimes, torts, and contracts; providing police powers for those entrusted to enforce this act; providing for civil liability of owners, operators, and others; making hunting from aircraft unlawful; providing for repair station operators lien; providing for appeals from rules or orders issued by the commission; providing for the transfer from the Michigan board of aeronautics to the aeronautics commission all properties and funds held by the board of aeronautics; providing for a state aeronautics fund and making an appropriation therefor; prescribing penalties; and making uniform the law with reference to state development and regulation of aeronautics," by amending sections 20c and 24a (MCL 259.20c and 259.24a), as added by 1996 PA 370, and by adding chapter IA and section 20d.

The People of the State of Michigan enact:

CHAPTER IA

Sec. 1a. Notwithstanding any existing denial, limitation, or regulation to the contrary, access to or usage of public use facilities and private landing areas within this state shall not be denied, limited, or regulated, nor shall flight operations, including those at airports, be denied, limited, or regulated on the basis of an individual's race, religion, creed, color, national origin, gender, ancestry, lineage, descent, heredity, or familial relationship.

Sec. 20c. As used in this act:

- (a) "Hospital" means that term as defined in section 20106 of the public health code, 1978 PA 368, MCL 333.20106.
- (b) "Hospital heliport" means a heliport limited to serving helicopters engaged in air ambulance or other hospital-related functions.

Sec. 20d. "Hospital helistop" means a minimally developed facility for the boarding and discharging of helicopter crew and passengers and the loading and unloading of helicopter cargo solely for an air ambulance or other hospital-related functions.

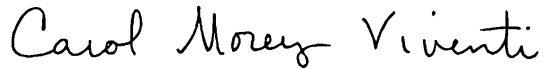
Sec. 24a. "Private landing area" means any location, either on land or water, that is used for the takeoff or landing of aircraft, and is to be used by the owner or persons authorized by the owner. Notwithstanding any existing limitation or regulation to the contrary, the owner and any person authorized by the owner shall have the right to use such private landing area. Commercial operations shall not be conducted on private landing areas.

Enacting section 1. This amendatory act does not take effect unless House Bill No. 5584 of the 89th Legislature is enacted into law.

This act is ordered to take immediate effect.



Clerk of the House of Representatives.



Secretary of the Senate.

Approved -----

Governor.