

HOUSE BILL No. 4475

April 15, 1999, Introduced by Reps. Bishop, Birkholz, Pappageorge, Howell, Caul, Gosselin, Vander Roest, Voorhees, Kuipers, Vear, Koetje, Patterson, Richner, Bovin and Scranton and referred to the Committee on Constitutional Law and Ethics.

A bill to amend 1976 PA 220, entitled "Persons with disabilities civil rights act," by amending sections 301 and 303 (MCL 37.1301 and 37.1303), section 301 as amended by 1980 PA 478.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 301. As used in this article:

2 (a) "Place of public accommodation" means a business, educa-
3 tional institution, refreshment, entertainment, recreation,
4 health, or transportation facility of any kind, whether licensed
5 or not, whose goods, services, facilities, privileges, advan-
6 tages, or accommodations are extended, offered, sold, or other-
7 wise made available to the public. PLACE OF PUBLIC ACCOMMODATION
8 DOES NOT INCLUDE A LOCAL JAIL OR STATE CORRECTIONAL FACILITY.

9 (b) "Public service" means a public facility, department,
10 agency, board, or commission — owned, operated, or managed by

1 or on behalf of this state or a subdivision of this state, a
2 county, city, village, township, or independent or regional dis-
3 trict in this state — or a tax exempt private agency estab-
4 lished to provide service to the public. PUBLIC SERVICE DOES NOT
5 INCLUDE THE OWNERSHIP, OPERATION, OR MANAGEMENT OF A LOCAL JAIL
6 OR STATE CORRECTIONAL FACILITY.

7 (C) "STATE CORRECTIONAL FACILITY" MEANS A FACILITY THAT
8 HOUSES PRISONERS UNDER THE JURISDICTION OF THE DEPARTMENT OF COR-
9 RECTIONS AND INCLUDES A COMMUNITY CORRECTIONS CENTER, A COMMUNITY
10 RESIDENTIAL HOME, AND A YOUTH CORRECTIONAL FACILITY.

11 Sec. 303. This article ~~shall~~ DOES not apply to A LOCAL
12 JAIL OR STATE CORRECTIONAL FACILITY. ADDITIONALLY, THIS ARTICLE
13 DOES NOT APPLY TO a private club — or other establishment not
14 in fact open to the public, except to the extent that the goods,
15 services, facilities, privileges, advantages, or accommodations
16 of the private club or establishment are made available to the
17 customers or patrons of another establishment that is a place of
18 public accommodation — or if it is licensed, chartered, or cer-
19 tified by the state or any of its political subdivisions.