

HOUSE BILL No. 5029

July 18, 2007, Introduced by Rep. Steil and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 5474b (MCL 333.5474b), as added by 2004 PA 432;
and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5474b. (1) The department in cooperation with the ~~family~~
2 ~~independence agency~~ **DEPARTMENT OF HUMAN SERVICES** and the Michigan
3 state housing development authority shall establish and maintain a
4 registry, to be known as the "**MICHIGAN** lead ~~safe~~ **PAINT** housing
5 registry", to provide the public with a listing of residential and
6 multifamily dwellings and child occupied facilities that have been
7 abated of or have had interim controls performed to control lead-
8 based paint hazards as determined through a lead-based paint

1 investigation performed by a certified risk assessor certified
2 under this part.

3 (2) The owner of target housing that is offered for rent or
4 lease as a residence or the owner of a child occupied facility
5 shall register that property with the department if that property
6 has been abated of or has had interim controls performed to control
7 lead-based paint hazards as determined through a lead-based paint
8 investigation performed by a certified risk assessor certified
9 under this part in a form as prescribed by the department free of
10 charge. The form shall include, at a minimum, the following:

11 (a) Name of the owner of the building.

12 (b) Address of the building.

13 (c) Date of construction.

14 (d) Date and description of any lead-based paint activity
15 including the name of the certified abatement worker or the
16 certified risk assessor certified under this part who performed the
17 abatement or conducted the inspection, lead-hazard screen,
18 assessment, or clearance testing of the building and the results of
19 the lead-based paint activity.

20 (3) An owner required to register his or her property under
21 subsection (2) shall provide the department with a copy of each
22 report, document, or other information that is required to be filed
23 with the federal government under federal law and regulations
24 related to lead-based paint.

25 (4) The owner of any other residential or multifamily dwelling
26 that is offered for rent or lease as a residence or the owner of a
27 child occupied facility may register that property with the

1 department and the department shall include that property on the
2 **MICHIGAN** lead ~~safe~~-**PAINT** housing registry. A person who wishes to
3 register under this subsection shall execute and return the
4 registration form to the department with payment of the
5 registration fee in an amount as prescribed by the department.

6 (5) The department shall publish the **MICHIGAN** lead ~~safe~~-**PAINT**
7 housing registry on its website and provide a copy of the registry
8 to a person upon request. The department may charge a reasonable,
9 cost-based fee for providing copies of the **MICHIGAN** lead ~~safe~~-**PAINT**
10 housing registry under this subsection.

11 Enacting section 1. Section 5474b of the public health code,
12 1978 PA 368, MCL 333.5474b[1], is repealed.