

# HOUSE BILL No. 5796

May 22, 1990, Introduced by Rep. Jacobetti and referred to the Committee on Appropriations.

A bill to amend sections 12401, 12421, and 12433 of Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code," being sections 333.12401, 333.12421, and 333.12433 of the Michigan Compiled Laws; and to repeal certain parts of the act.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Sections 12401, 12421, and 12433 of Act No. 368  
2 of the Public Acts of 1978, being sections 333.12401, 333.12421,  
3 and 333.12433 of the Michigan Compiled Laws, are amended to read  
4 as follows:

5       Sec. 12401. (1) As used in this part:

6       (a) "Advisory board" means the board appointed pursuant to  
7 section 12421.

8       (b) "Agricultural labor camp" means a tract of land and all  
9 tents, vehicles, buildings, or other structures pertaining

1 ~~thereto~~ TO THE TRACT, part of which is established, occupied,  
2 or used as living quarters for 5 or more migratory laborers  
3 engaged in agricultural activities, including, BUT NOT LIMITED  
4 TO, related food processing.

5 (c) "Camp operator" means a person who owns, establishes,  
6 operates, conducts, manages, or maintains an agricultural labor  
7 camp or who causes or permits the occupancy or use of an agricul-  
8 tural labor camp whether or not rent is charged for housing and  
9 facilities.

10 ~~(d) "Fund" means the migratory labor housing fund.~~

11 (D) ~~(e)~~ "Migratory laborer" means a person working, or  
12 available for work, who moves seasonally 1 or more times from 1  
13 place to another from within or without the state for the purpose  
14 of such employment or availability or who is employed in the  
15 growing of mushrooms.

16 (E) ~~(f)~~ "Person" means a person as defined in section 1106  
17 or a governmental entity.

18 ~~(g) "Remodeling" means the remodeling, improving, or recon-~~  
19 ~~struction of existing housing or facilities which are incidental~~  
20 ~~or appurtenant thereto for migratory laborers or the construction~~  
21 ~~of new housing or facilities which are incidental or appurtenant~~  
22 ~~thereto for migratory laborers.~~

23 (2) In addition, article 1 contains general definitions and  
24 principles of construction applicable to all articles in this  
25 code.

1       Sec. 12421. (1) The department shall promulgate rules for  
2 the protection of the health, safety, and welfare of migratory  
3 laborers and their families who occupy agricultural labor camps.

4       (2) The rules shall include AT A MINIMUM provisions for:

5       (a) The appointment by the director of an advisory board  
6 representing, among others, growers, processors, local health  
7 departments, and religious or fraternal organizations. The  
8 advisory board shall advise the department on ~~the allocation of~~  
9 ~~the fund and~~ any matter ~~which~~ THAT pertains to this part and  
10 shall make recommendations to the department as to legislation or  
11 other measures necessary or advisable to alleviate a migratory  
12 farm labor housing problem.

13       (b) The collection, treatment, and disposal of human wastes  
14 and sewage at agricultural labor camps.

15       (c) The supply and maintenance of safe water at agricultural  
16 labor camps.

17       (d) The temporary storage and removal of food wastes and  
18 rubbish at agricultural labor camps.

19       (e) The housing of ~~seasonal~~ MIGRATORY laborers and their  
20 families, including adequate and safe construction and repair,  
21 fire protection, facilities for ~~laborers and their families to~~  
22 ~~keep and prepare~~ KEEPING AND PREPARING food, and other necessary  
23 matters relating to ~~their~~ THE good health, safety, and welfare  
24 OF MIGRATORY LABORERS AND THEIR FAMILIES.

25       ~~(f) For the administration of migratory labor housing~~  
26 ~~remodeling grants.~~

1       Sec. 12433. The department may:

2       (a) Contract or execute other instruments necessary to  
3 implement this part.

4       (b) Agree and comply with any condition for receiving fed-  
5 eral financial assistance for purposes of remodeling migratory  
6 housing.

7       (c) Survey and investigate migratory labor housing condi-  
8 tions and needs and recommend to the governor and the legislature  
9 legislation or other measures necessary or advisable to alleviate  
10 an existing housing shortage in the state for migratory  
11 laborers.

12       ~~(d) Encourage community organizations or private employers~~  
13 ~~to assist in initiating remodeling projects as provided in this~~  
14 ~~part.~~

15       ~~(e) Enforce compliance with any law or rule regarding health~~  
16 ~~or construction standards for remodeling projects which utilize~~  
17 ~~grants made pursuant to this part.~~

18       ~~(f) Provide inspection of remodeling projects to determine~~  
19 ~~if they comply with this part and the rules promulgated under~~  
20 ~~this part.~~

21       (D) ~~(g)~~ Accept gifts, grants, or other aid from a person  
22 or the federal government for purpose of implementing this part.

23       ~~(h) Enter into agreements with a recipient of a grant to~~  
24 ~~insure that the purposes of this part are effectuated.~~

25       Section 2. Sections 12431 and 12432 of Act No. 368 of the  
26 Public Acts of 1978, being sections 333.12431 and 333.12432 of  
27 the Michigan Compiled Laws, are repealed.