

# HOUSE BILL No. 4493

April 19, 2017, Introduced by Rep. Lucido and referred to the Committee on Families,  
Children, and Seniors.

A bill to amend 1979 PA 218, entitled  
"Adult foster care facility licensing act,"  
by amending sections 32 and 33 (MCL 400.732 and 400.733).

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 32. (1) The department shall notify, **BY FIRST-CLASS MAIL**  
2 **OR ELECTRONIC MAIL**, the clerk of the city, village, or township  
3 where a proposed adult foster care facility is to be located at  
4 least 45 days before the issuance of a license.

5           (2) ~~The~~ **WHEN A NEW OR RENEWAL LICENSE IS ISSUED FOR AN ADULT**  
6 **FOSTER CARE FACILITY, THE** department shall **IMMEDIATELY** notify, **BY**  
7 **FIRST-CLASS MAIL OR ELECTRONIC MAIL**, the clerk of the city,  
8 village, or township ~~of all newly~~ **WHERE THE** licensed adult foster  
9 care facilities ~~within 30 days after the issuance of a~~  
10 ~~license.~~ **FACILITY IS LOCATED.**

11           (3) The department shall notify the clerk of the city,

1 village, or township of the location of all licensed adult foster  
2 care facilities within the boundaries of that city, village, or  
3 township **BY FIRST-CLASS MAIL OR ELECTRONIC MAIL** within 30 days  
4 after receipt of ~~the~~**A** request **FOR THAT INFORMATION FROM THE CLERK.**

5       Sec. 33. This act supersedes all local regulations applicable  
6 specifically to adult foster care facilities. Local ordinances,  
7 regulations, or construction codes regulating institutions shall  
8 not be applied to adult foster care large group homes, adult foster  
9 care small group homes, or adult foster care family homes. **HOWEVER,**  
10 **ADULT FOSTER CARE FACILITIES ARE EXEMPT FROM A ZONING ORDINANCE**  
11 **ONLY TO THE EXTENT PROVIDED IN SECTION 206 OF THE MICHIGAN ZONING**  
12 **ENABLING ACT, 2006 PA 110, MCL 126.3206, OR REQUIRED UNDER FEDERAL**  
13 **LAW.** This section ~~shall not be construed to~~ **DOES NOT** exempt adult  
14 foster care facilities from local construction codes ~~which~~ **THAT** are  
15 applicable to private residences.

16       Enacting section 1. This amendatory act takes effect 90 days  
17 after the date it is enacted into law.