

HOUSE BILL No. 6113

June 6, 2018, Introduced by Reps. Bellino, Iden, Hoitenga, Griffin and Moss and referred to the Committee on Regulatory Reform.

A bill to amend 1980 PA 299, entitled
"Occupational code,"
by amending section 104 (MCL 339.104), as amended by 2016 PA 412.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 104. (1) "Department" means the department of licensing
2 and regulatory affairs.

3 (2) "Director" means the director of the department or his or
4 her authorized representative.

5 (3) "Disability" means an infirmity that prevents a board
6 member from performing a duty assigned to the board member.

7 (4) "Files" means the records, memoranda, opinions, minutes,
8 and similar written materials that were formerly in the physical
9 dominion of a board abolished by this act and the records,

1 memoranda, opinions, minutes, and similar written materials of a
2 board created under this act.

3 (5) "Formal complaint" means a document that states the
4 charges of each alleged violation and is prepared by the department
5 or the department of attorney general after a complaint is received
6 by the department.

7 (6) "General public" means each individual residing in this
8 state who is 18 years of age or older, other than an individual or
9 the spouse of an individual who is licensed or registered in the
10 occupation or who has a material financial interest in the
11 occupation regulated under the specific article in which the term
12 is used.

13 (7) "Good moral character" means good moral character as
14 defined in, ~~section 1 of~~ **AND DETERMINED UNDER**, 1974 PA 381, MCL
15 338.41 **TO 338.47**.

16 (8) "Incompetence" means a departure from, or a failure to
17 conform to, minimal standards of acceptable practice for an
18 occupation.

19 (9) "Knowledge and skill" means the information, education,
20 practical experience, and the facility in applying that
21 information, education, and practical experience.

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

24 Enacting section 2. This amendatory act does not take effect
25 unless Senate Bill No. ____ or House Bill No. 6110 (request no.
26 04601'17) of the 99th Legislature is enacted into law.