

ASBESTOS ABATEMENT CONTRACTORS LICENSING ACT

Act 135 of 1986

AN ACT to provide for the licensing and regulation of asbestos abatement contractors; to create the asbestos abatement contractors licensing board; to prescribe certain powers and duties of the department of consumer and industry services; to establish the powers and duties of the asbestos abatement contractors licensing board; to create an asbestos abatement fund and to provide for expenditures from the fund; to provide for the promulgation of rules; to provide for certain fees; and to provide for penalties and civil fines.

The People of the State of Michigan enact: Chapter I

338.3101 Short title.

Compiler's Notes: <Paragraph><P>For transfer of powers and duties of the division of occupational health in the bureau of environmental and occupational health, with the exception of dry cleaning unit, from the department of public health to the director of the department of labor, see E.R.O. No. 1996-1, compiled at MCL 330.3101 of the Michigan Compiled Laws.</P></Paragraph>

338.3103 Definitions.

Chapter II

338.3201 Asbestos abatement contractors licensing board; created; purpose; appointment, qualifications, and terms of members; vacancies; expenses.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: "The licensing provisions of this act shall take effect 3 months after the effective date of this act."</P></Paragraph><Paragraph><P>For transfer of authority, powers, duties, functions, and responsibilities of the asbestos abatement contractors licensing board to the director of the Michigan state department of public health, see E.R.O. No. 1994-1, compiled at MCL 333.26322 of the Michigan Compiled Laws.</P></Paragraph>

338.3203 Duties of board; special meetings; quorum; conducting business at public meeting; notice of meeting; availability of documents to public.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: "The licensing provisions of this act shall take effect 3 months after the effective date of this act."</P></Paragraph><Paragraph><P>For transfer of authority, powers, duties, functions, and responsibilities of the asbestos abatement contractors licensing board to the director of the Michigan state department of public health, see E.R.O. No. 1994-1, compiled at MCL 333.26322 of the Michigan Compiled Laws.</P></Paragraph>

338.3205 Additional duties of board.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: “The licensing provisions of this act shall take effect 3 months after the effective date of this act.”</P></Paragraph>

338.3207 Asbestos abatement contractor; license required; exception.

338.3209 Application for or renewal of license; requirements; fee.

338.3211 Acknowledging receipt of application; notice of deficiency; issuance of license or denial of application; time; statement in license; grounds for denial of application; failure to issue license within certain time period; report; return of fee; proceedings for denial of license; “completed application” defined.

338.3213 Terms and conditions of license.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: “The licensing provisions of this act shall take effect 3 months after the effective date of this act.”</P></Paragraph>

338.3215 Revocation or suspension of license.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: “The licensing provisions of this act shall take effect 3 months after the effective date of this act.”</P></Paragraph>

338.3217 Duration of license; conditions to renewal.

338.3219 Responsibility for removal of asbestos.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: “The licensing provisions of this act shall take effect 3 months after the effective date of this act.”</P></Paragraph>

338.3220 Asbestos abatement project; notice; fees; asbestos abatement fund; report; emergencies.

338.3221 Post abatement air monitoring check; maximum level of asbestos fibers.

Chapter III

338.3301 Duties of department.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: "The licensing provisions of this act shall take effect 3 months after the effective date of this act."</P></Paragraph><Paragraph><P>For transfer of authority, powers, duties, functions, and responsibilities of the asbestos abatement contractors licensing board to the director of the Michigan state department of public health, see E.R.O. No. 1994-1, compiled at MCL 333.26322 of the Michigan Compiled Laws.</P></Paragraph>

338.3303 Receiving or initiating complaints of alleged violations.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: "The licensing provisions of this act shall take effect 3 months after the effective date of this act."</P></Paragraph>

338.3305 Investigation; grounds for denying, suspending, or revoking license; applicability.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: "The licensing provisions of this act shall take effect 3 months after the effective date of this act."</P></Paragraph>

338.3306 Issuance of subpoena by circuit court.

338.3307 Monetary civil penalties; issuance, contents, and delivery of citation.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: "The licensing provisions of this act shall take effect 3 months after the effective date of this act."</P></Paragraph>

338.3309 Petition for administrative hearing; notice; attendance of employee representative; affirming, dismissing, or modifying citation; judicial review; finality, payment, and recovery of civil penalty; conduct of administrative hearings.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: "The licensing provisions of this act shall take effect 3 months after the effective date of this act."</P></Paragraph>

338.3311 Violation as misdemeanor; penalty; prosecution.

Compiler's Notes: <Paragraph><P>Sec. 317 of this act provides: "The licensing provisions of this act shall take effect 3 months after the effective date of this act."</P></Paragraph>

338.3313 Application of other sanctions, penalties, or provisions not precluded.

338.3315 Annual report.

338.3317 Effective date of licensing provisions.

338.3319 Conditional effective date.

Compiler's Notes: <Paragraph><P>Senate Bill No. 770, referred to in Sec. 319, was filed with the Secretary of State on July 2, 1986, and became P.A. 1986, No. 147, Imd. Eff. July 2, 1986.</P></Paragraph>