

**SUBSTITUTE FOR
HOUSE BILL NO. 4748**

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 5478a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 5478a. (1) Within 30 days after the effective date of the**
2 **amendatory act that added this section, the governor shall**
3 **establish a childhood lead poisoning prevention and control**
4 **commission within the department. The commission shall consist of**
5 **the following 10 voting members appointed as follows:**

6 **(a) One member appointed by the governor who represents the**
7 **department. The member appointed under this subdivision shall serve**
8 **as chairperson.**

9 **(b) One member appointed by the governor who represents the**



1 department of environment, Great Lakes, and energy.

2 (c) One member appointed by the governor who represents the
3 Michigan state housing development authority.

4 (d) One member appointed by the governor who represents the
5 department of licensing and regulatory affairs.

6 (e) One member representing each of the following who is
7 appointed by the governor with the advice and consent of the
8 senate:

9 (i) The pediatric public health initiative formed by Michigan
10 State University and Hurley Children's Hospital.

11 (ii) A local health department located in a county with a
12 population of more than 380,000 and less than 450,000.

13 (iii) Certified lead-abatement contractors.

14 (f) Three members representing the general public who are
15 appointed by the governor with the advice and consent of the
16 senate. The following apply to the members appointed under this
17 subdivision:

18 (i) One of the members must be from a city with a population of
19 more than 90,000 and less than 105,000 located in a county with a
20 population of more than 380,000 and less than 450,000 and be a
21 parent of a child who has experienced lead poisoning or a child
22 advocate who has experience with lead poisoning in children.

23 (ii) One of the members must represent property owners and
24 developers in this state.

25 (iii) One of the members must represent an organization that
26 focuses on lead exposure advocacy.

27 (2) Members of the commission serve without compensation but,
28 subject to appropriations, may receive reimbursement for their
29 actual and necessary expenses while attending meetings or



1 performing other authorized official business for the commission.
2 If a vacancy occurs on the commission, the vacancy must be filled
3 in the same manner as the original appointment.

4 (3) The commission shall conduct at least 2 public hearings to
5 seek input from the general public and all of the following groups
6 or individuals with an interest in childhood lead poisoning
7 prevention and control:

8 (a) The Michigan Association of Osteopathic Family Physicians
9 or its successor organization.

10 (b) The Michigan Nurses Association or its successor
11 organization.

12 (c) The Michigan Council of Nurse Practitioners or its
13 successor organization.

14 (d) The Michigan Association of Health Plans or its successor
15 organization.

16 (e) The Michigan Association for Local Public Health or its
17 successor organization.

18 (f) Blue Cross Blue Shield of Michigan or its successor
19 organization.

20 (g) The Michigan Health and Hospital Association or its
21 successor organization.

22 (h) The Michigan Head Start Association or its successor
23 organization.

24 (i) The Michigan Council for Maternal and Child Health or its
25 successor organization.

26 (j) Michigan's Children or its successor organization.

27 (k) Michigan League for Public Policy or its successor
28 organization.

29 (l) Detroit Public Schools or its successor organization.



1 (m) The Rental Property Owners Association or its successor
2 organization.

3 (n) The Associated General Contractors of Michigan or its
4 successor organization.

5 (o) The Michigan Realtors or its successor organization.

6 (p) The Michigan Environmental Council or its successor
7 organization.

8 (q) The Michigan adult blood lead epidemiology and
9 surveillance program or its successor organization.

10 (r) Michigan State University Extension or its successor
11 organization.

12 (s) CLEARCorps or its successor organization.

13 (t) The Michigan Lead Safe Partnership or its successor
14 organization.

15 (u) The Flint Safe Drinking Water Task Force or its successor
16 organization.

17 (v) United Parents Against Lead or its successor organization.

18 (w) The department of education or its successor organization.

19 (x) The medical services administration of the department or
20 its successor organization.

21 (y) The Michigan occupational safety and health administration
22 or its successor organization.

23 (z) The bureau of laboratories of the department or its
24 successor organization.

25 (aa) An occupational and environmental medicine specialist.

26 (bb) Parents or patient advocates of children who have
27 experienced lead poisoning.

28 (cc) A local housing authority.

29 (dd) A community reinvestment officer.



1 (ee) The Michigan State Medical Society or its successor
2 organization.

3 (ff) The Michigan Academy of Family Physicians or its
4 successor organization.

5 (gg) Saint Mary's of Michigan Field Neurosciences Institute or
6 its successor organization.

7 (hh) The American Academy of Pediatrics or its successor
8 organization.

9 (ii) The Arc Michigan or its successor organization.

10 (jj) The Michigan Chapter of the American Nurses Association
11 or its successor organization.

12 (kk) Any other interested organization or association
13 concerned with the prevention, treatment, and control of lead
14 poisoning that the department determines necessary.

15 (4) The commission shall hold its first public hearing within
16 60 days after the commission has been appointed under subsection
17 (1). The commission may hold additional public hearings as it
18 determines is necessary or appropriate to carry out its duties
19 under this part.

20 (5) The commission shall conduct its business at a public
21 meeting held in compliance with the open meetings act, 1976 PA 267,
22 MCL 15.261 to 15.275. The commission shall give public notice of
23 the time, date, and place of the meeting in the manner required by
24 the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

25 (6) The commission shall make available to the public a
26 writing prepared, owned, used, in the possession of, or retained by
27 the commission in compliance with the freedom of information act,
28 1976 PA 442, MCL 15.231 to 15.246.

29 (7) As used in this section, "commission" means the childhood



1 **lead poisoning prevention and control commission established and**
2 **appointed by the governor under subsection (1).**

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

5 Enacting section 2. This amendatory act does not take effect
6 unless House Bill No. 4747 of the 100th Legislature is enacted into
7 law.

