



HOUSE BILL No. 4689

May 4, 1993, Introduced by Reps. Horton, Jamian, Bandstra, London, Bodem, Bobier, Bender, Brackenridge, Rhead, Fitzgerald, Whyman, Dalman, Voorhees, Johnson, Gernaat, Hill, Hammerstrom, Bullard, Kukuk, Gire, Vorva, Munsell and Gubow and referred to the Committee on Human Services and Children.

A bill to amend Act No. 116 of the Public Acts of 1973,
entitled

"An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to provide penalties; and to repeal certain acts and parts of acts,"

as amended, being sections 722.111 to 722.128 of the Michigan Compiled Laws, by adding section 3d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 116 of the Public Acts of 1973, as
2 amended, being sections 722.111 to 722.128 of the Michigan
3 Compiled Laws, is amended by adding section 3d to read as
4 follows:

5 SEC. 3D. (1) AN INDIVIDUAL SHALL NOT SMOKE ON THE PREMISES
6 OF A GROUP DAY CARE HOME DURING THE HOURS OF OPERATION OF THE
7 GROUP DAY CARE HOME. THE OPERATOR OF A GROUP DAY CARE HOME SHALL

1 CONSPICUOUSLY POST ON THE PREMISES A NOTICE WHICH SPECIFIES THAT
2 SMOKING ON THE PREMISES IS PROHIBITED DURING THE HOURS OF OPERA-
3 TION OF THE GROUP DAY CARE HOME.

4 (2) A GROUP DAY CARE HOME OPERATOR MAY PERMIT SMOKING ON THE
5 PREMISES DURING A PERIOD OTHER THAN THE HOURS OF OPERATION OF
6 THAT GROUP DAY CARE HOME IF THE OPERATOR HAS PROVIDED TO A PARENT
7 OR LEGAL GUARDIAN OF EACH CHILD PARTICIPATING IN A GROUP DAY CARE
8 HOME ACTIVITY NOTICE THAT SMOKING ON THE PREMISES OCCURS OR MAY
9 OCCUR WHEN THE GROUP DAY CARE HOME IS NOT IN OPERATION.

10 (3) AS USED IN THIS SECTION:

11 (A) "CHILD" MEANS AN INDIVIDUAL LESS THAN 18 YEARS OF AGE
12 WHO IS NOT RELATED TO AN ADULT MEMBER OF THE GROUP DAY CARE HOME
13 OPERATOR'S FAMILY.

14 (B) "SMOKE" AND "SMOKING" MEAN THOSE TERMS AS DEFINED IN
15 SECTION 12601 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE
16 PUBLIC ACTS OF 1978, BEING SECTION 333.12601 OF THE MICHIGAN
17 COMPILED LAWS.