



HOUSE BILL No. 4690

May 4, 1993, Introduced by Reps. McManus, Jamian, Horton, Bandstra, Bodem, Bender, Bobier, London, Brackenridge, Rhead, Fitzgerald, Whyman, Dalman, Voorhees, Johnson, Gernaat, Hill, Hammerstrom, Bullard, Kukuk, Vorva, Munsell, Gire 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 3c.

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 3c to read as
4 follows:

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

1 MAY PERMIT SMOKING ON THE PREMISES DURING A PERIOD OTHER THAN THE
2 HOURS OF OPERATION OF THAT FAMILY DAY CARE HOME IF THE OPERATOR
3 HAS PROVIDED TO A PARENT OR LEGAL GUARDIAN OF EACH CHILD PARTICI-
4 PATING IN A FAMILY DAY CARE HOME ACTIVITY NOTICE THAT SMOKING ON
5 THE PREMISES OCCURS OR MAY OCCUR WHEN THE FAMILY DAY CARE HOME IS
6 NOT IN OPERATION.

7 (2) AS USED IN THIS SECTION:

8 (A) "CHILD" MEANS AN INDIVIDUAL LESS THAN 18 YEARS OF AGE
9 WHO IS NOT RELATED TO AN ADULT MEMBER OF THE FAMILY DAY CARE HOME
10 OR GROUP DAY CARE HOME OPERATOR.

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