



# HOUSE BILL No. 4440

February 21, 1995, Introduced by Reps. Voorhees, Martinez, Wetters, Cherry, Harder, Goschka, Hanley, Clack, Baade, LaForge, Stallworth, Saunders, Kelly, Kilpatrick, Pitoniak, Anthony, Yokich, Freeman, Hood, Green, Horton, Brackenridge, Dolan, DeLange, Jersevic, Law, Cropsey, McNutt, Oxender, Leland, Rocca and Brater and referred to the Committee on Judiciary and Civil Rights.

A bill to amend Act No. 431 of the Public Acts of 1984,  
entitled as amended  
"The management and budget act,"  
as amended, being sections 18.1101 to 18.1594 of the Michigan  
Compiled Laws, by adding section 206a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 431 of the Public Acts of 1984, as  
2 amended, being sections 18.1101 to 18.1594 of the Michigan  
3 Compiled Laws, is amended by adding section 206a to read as  
4 follows:

5 SEC. 206A. (1) A STATE AGENCY SHALL DO BOTH OF THE FOLLOW-  
6 ING IF THAT STATE AGENCY LISTS RACIAL OR ETHNIC CLASSIFICATIONS  
7 IN A WRITING DEVELOPED OR PRINTED 90 OR MORE DAYS AFTER THE  
8 EFFECTIVE DATE OF THIS SECTION, AND IF THAT STATE AGENCY REQUESTS

1 THAT AN INDIVIDUAL SELECT A CLASSIFICATION TO DESIGNATE HIS OR  
2 HER RACE OR ETHNICITY:

3 (A) INCLUDE IN THE WRITING THE TERM "MULTIRACIAL" AS A CLAS-  
4 SIFICATION, AND A DEFINITION OF THAT TERM THAT SUBSTANTIALLY PRO-  
5 VIDES THAT "MULTIRACIAL" MEANS HAVING PARENTS OF DIFFERENT  
6 RACES.

7 (B) EXCLUDE FROM THE WRITING THE TERM "OTHER" AS A  
8 CLASSIFICATION.

9 (2) IF A FEDERAL AGENCY REQUIRES A STATE AGENCY TO TRANSMIT  
10 INFORMATION OBTAINED FROM AN INDIVIDUAL PURSUANT TO A WRITING  
11 DESCRIBED IN SUBSECTION (1), BUT REJECTS THE CLASSIFICATION  
12 "MULTIRACIAL", THE STATE AGENCY SHALL REDESIGNATE THE INDIVIDUALS  
13 IDENTIFIED AS MULTIRACIAL BY ALLOCATING THOSE INDIVIDUALS TO  
14 RACIAL OR ETHNIC CLASSIFICATIONS APPROVED BY THE FEDERAL AGENCY  
15 IN THE SAME RATIO THAT THOSE CLASSIFICATIONS OCCUR WITHIN THE  
16 GENERAL POPULATION OF THE GROUP FROM WHICH THE INFORMATION WAS  
17 SOLICITED.

18 (3) AS USED IN THIS SECTION, "WRITING" MEANS THAT TERM AS  
19 DEFINED IN SECTION 2 OF THE FREEDOM OF INFORMATION ACT, ACT  
20 NO. 442 OF THE PUBLIC ACTS OF 1976, BEING SECTION 15.232 OF THE  
21 MICHIGAN COMPILED LAWS.