

**HOUSE BILL NO. 5938**

A bill to amend 1980 PA 299, entitled  
"Occupational code,"  
by amending section 2518 (MCL 339.2518), as amended by 1998 PA  
90.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 2518. An action shall not be brought against a real  
2 estate broker, an associate broker, or a real estate salesperson  
3 under the following circumstances:

4       (a) For failure to disclose to a purchaser or lessee of real  
5 property that a former occupant has or is suspected of having a  
6 disability. As used in this section, "disability" means handicap  
7 as that term is defined and interpreted under, and disclosure of  
8 which would constitute unlawful discrimination under, sections  
9 804, 805, 806, or 817 of the fair housing act, title VIII of the

**HB 5938, As Passed Senate, December 3, 1998**

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1 civil rights act of 1968, Public Law 90-284, 42 U.S.C. 3604,  
2 3605, 3606, and 3617.

3 (b) For failure to disclose to a purchaser or lessee of real  
4 property that the real property was or was suspected to have been  
5 the site of a homicide, suicide, or other occurrence prohibited  
6 by law which had no material effect on the condition of the real  
7 property or improvements located on the real property.

8 (C) FOR FAILURE TO DISCLOSE ANY INFORMATION FROM THE COMPI-  
9 LATION THAT IS PROVIDED OR MADE AVAILABLE UNDER SECTION 8(2) OF  
10 THE SEX OFFENDERS REGISTRATION ACT, 1994 PA 295, MCL 28.728.