

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending sections 49, 145m, 147a, 470, and 502c (MCL 750.49,  
750.145m, 750.147a, 750.470, and 750.502c), section 49 as amended  
by 1995 PA 228, section 145m as added by 1994 PA 149, section 470  
as added by 1992 PA 271, and section 502c as amended by 1995 PA  
114.

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

1       Sec. 49. (1) As used in this section, "animal" means a ver-  
2 tebrate other than a human.

3       (2) A person shall not knowingly do any of the following:

4       (a) Own, possess, use, buy, sell, offer to buy or sell,  
5 import, or export an animal for fighting or baiting, or as a  
6 target to be shot at as a test of skill in marksmanship.

1       (b) Be a party to or cause the fighting, baiting, or  
2 shooting of an animal as described in subdivision (a).

3       (c) Rent or otherwise obtain the use of a building, shed,  
4 room, yard, ground, or premises for fighting, baiting, or shoot-  
5 ing an animal as described in subdivision (a).

6       (d) Permit the use of a building, shed, room, yard, ground,  
7 or premises belonging to him or her or under his or her control  
8 for any of the purposes described in this section.

9       (e) Organize, promote, or collect money for the fighting,  
10 baiting, or shooting of an animal as described in  
11 subdivisions (a) to (d).

12       (f) Be present at a building, shed, room, yard, ground, or  
13 premises where preparations are being made for an exhibition  
14 described in subdivisions (a) to (d), or be present at the exhi-  
15 bition, knowing that an exhibition is taking place or about to  
16 take place.

17       (g) Breed, buy, sell, offer to buy or sell, exchange,  
18 import, or export an animal the person knows has been trained or  
19 used for fighting as described in subdivisions (a) to (d), or  
20 breed, buy, sell, offer to buy or sell, exchange, import, or  
21 export the offspring of an animal the person knows has been  
22 trained or used for fighting as described in subdivisions (a) to  
23 (d). This subdivision does not prohibit owning, breeding,  
24 buying, selling, offering to buy or sell, exchanging, importing,  
25 or exporting an animal for agricultural or agricultural exposi-  
26 tion purposes.

1 (h) Own, possess, use, buy, sell, offer to buy or sell,  
2 transport, or deliver any device or equipment intended for use in  
3 the fighting, baiting, or shooting of an animal as described in  
4 subdivisions (a) to (d).

5 (3) A person who violates subsection (2)(a) to (e) is guilty  
6 of a felony punishable by 1 or more of the following:

7 (a) Imprisonment for not more than 4 years.

8 (b) A fine of not less than \$5,000.00 or more than  
9 \$50,000.00.

10 (c) Not less than 500 or more than 1,000 hours of community  
11 service.

12 (4) A person who violates subsection (2)(f) to (h) is guilty  
13 of a felony punishable by 1 or more of the following:

14 (a) Imprisonment for not more than 4 years.

15 (b) A fine of not less than \$1,000.00 or more than  
16 \$5,000.00.

17 (c) Not less than 250 or more than 500 hours of community  
18 service.

19 (5) The court may order a person convicted of violating this  
20 section to pay the costs of prosecution.

21 (6) The court may order a person convicted of violating this  
22 section to pay the costs for housing and caring for the animal,  
23 including, but not limited to, providing veterinary medical  
24 treatment.

25 (7) As part of the sentence for a violation of subsection  
26 (2), the court shall order the person convicted not to own or  
27 possess an animal of the same species involved in the violation

1 of this section for 5 years after the date of sentencing.

2 Failure to comply with the order of the court pursuant to this  
3 subsection is punishable as contempt of court.

4       (8) If a person incites an animal trained or used for  
5 fighting or an animal that is the first or second generation off-  
6 spring of an animal trained or used for fighting to attack a  
7 person and thereby causes the death of that person, the owner is  
8 guilty of a felony and shall be punished by imprisonment for life  
9 or by imprisonment for a maximum term of any term of years  
10 greater than 15 years.

11       (9) If a person incites an animal trained or used for  
12 fighting or an animal that is the first or second generation off-  
13 spring of an animal trained or used for fighting to attack a  
14 person, but the attack does not result in the death of the  
15 person, the owner is guilty of a felony punishable by imprison-  
16 ment for not more than 4 years or a fine of not more than  
17 \$2,000.00, or both.

18       (10) If an animal trained or used for fighting or an animal  
19 that is the first or second generation offspring of an animal  
20 trained or used for fighting attacks a person without provocation  
21 and causes the death of that person, the owner of the animal is  
22 guilty of a felony and shall be punished by imprisonment for a  
23 maximum term of not more than 15 years.

24       (11) If an animal trained or used for fighting or an animal  
25 that is the first or second generation offspring of an animal  
26 trained or used for fighting attacks a person without  
27 provocation, but the attack does not cause the death of the

1 person, the owner is guilty of a misdemeanor punishable by  
2 imprisonment for not more than 1 year or a fine of not more than  
3 \$1,000.00, or both.

4 (12) Subsections (8) to (11) do not apply if the person  
5 attacked was committing or attempting to commit an unlawful act  
6 on the property of the owner of the animal.

7 (13) If an animal trained or used for fighting or an animal  
8 that is the first or second generation offspring of a dog trained  
9 or used for fighting goes beyond the property limits of its owner  
10 without being securely restrained, the owner is guilty of a mis-  
11 demeanor punishable by imprisonment for not more than 90 days or  
12 a fine of not less than \$50.00 nor more than \$500.00, or both.

13 (14) If an animal trained or used for fighting or an animal  
14 that is the first or second generation offspring of a dog trained  
15 or used for fighting is not securely enclosed or restrained on  
16 the owner's property, the owner is guilty of a misdemeanor pun-  
17 ishable by imprisonment for not more than 90 days or a fine of  
18 not more than \$500.00, or both.

19 (15) Subsections (8) to (14) do not apply to any of the  
20 following:

21 (a) A dog trained or used for fighting, or the first or  
22 second generation offspring of a dog trained or used for  
23 fighting, that is used by a law enforcement agency of the state  
24 or a county, city, village, or township.

25 (b) A certified leader dog recognized and trained by a  
26 national guide dog association for the blind or ~~handicapped~~ FOR  
27 PERSONS WITH DISABILITIES.

1 (c) A corporation licensed under the private security guard  
2 act of 1968, ~~Act No. 330 of the Public Acts of 1968, being sec-~~  
3 ~~tions 338.1051 to 338.1085 of the Michigan Compiled Laws~~ 1968 PA  
4 330, MCL 338.1051 TO 338.1085, when a dog trained or used for  
5 fighting, or the first or second generation offspring of a dog  
6 trained or used for fighting, is used ~~under the provisions of~~  
7 ~~Act No. 330 of the Public Acts of 1968~~ IN ACCORDANCE WITH THE  
8 PRIVATE SECURITY GUARD ACT OF 1968, 1968 PA 330, MCL 338.1051 TO  
9 338.1085.

10 (16) An animal that has been used to fight in violation of  
11 this section or that is involved in a violation of subsections  
12 (8) to (14) shall be confiscated as contraband by a law enforce-  
13 ment officer and shall not be returned to the owner, trainer, or  
14 possessor of the animal. The animal shall be taken to a local  
15 humane society or other animal welfare agency. If an animal  
16 owner, trainer, or possessor is convicted under subsection (2) or  
17 subsections (8) to (14), the court shall award the animal  
18 involved in the violation to the local humane society or other  
19 animal welfare agency.

20 (17) Upon receiving an animal confiscated under this sec-  
21 tion, or at any time thereafter, an appointed veterinarian, the  
22 humane society, or other animal welfare agency may humanely  
23 euthanize the animal if, in the opinion of that veterinarian,  
24 humane society, or other animal welfare agency, the animal is  
25 injured or diseased past recovery or the animal's continued exis-  
26 tence is inhumane so that euthanasia is necessary to relieve pain  
27 and suffering.

1       (18) A humane society or other animal welfare agency that  
2 receives an animal pursuant to this section shall apply to the  
3 district court or municipal court for a hearing to determine  
4 whether the animal shall be humanely euthanized because of its  
5 lack of any useful purpose and the public safety threat it  
6 poses. The court shall hold a hearing not more than 30 days  
7 after the filing of the application and shall give notice of the  
8 hearing to the owner of the animal. Upon a finding by the court  
9 that the animal lacks any useful purpose and poses a threat to  
10 public safety, the humane society or other animal welfare agency  
11 shall humanely euthanize the animal. Expenses incurred in con-  
12 nection with the housing, care, upkeep, or euthanasia of the  
13 animal by a humane society or other animal welfare agency, or by  
14 a person, firm, partnership, corporation, or other entity, shall  
15 be assessed against the owner of the animal.

16       (19) Subject to subsections (16) to (18), all animals being  
17 used or to be used in fighting, equipment, devices and money  
18 involved in a violation of subsection (2) shall be forfeited to  
19 the state. All other instrumentalities, proceeds, and substi-  
20 tuted proceeds of a violation of subsection (2) are subject to  
21 forfeiture under chapter 47 of the revised judicature act of  
22 1961, ~~Act No. 236 of the Public Acts of 1961, being~~  
23 ~~sections 600.4701 to 600.4709 of the Michigan Compiled Laws~~ 1961  
24 PA 236, MCL 600.4701 TO 600.4709.

25       (20) This section does not apply to conduct that is permit-  
26 ted by and is in compliance with any of the following:

1 (a) Part 401 (wildlife conservation) of the natural  
2 resources and environmental protection act, ~~Act No. 451 of the~~  
3 ~~Public Acts of 1994, being sections 324.40101 to 324.40119 of the~~  
4 ~~Michigan Compiled Laws~~ 1994 PA 451, MCL 324.40101 TO 324.40119.

5 (b) Part 435 (hunting and fishing licensing) of ~~Act No. 451~~  
6 ~~of the Public Acts of 1994, being sections 324.43501 to 324.43561~~  
7 ~~of the Michigan Compiled Laws~~ THE NATURAL RESOURCES AND ENVIRON-  
8 MENTAL PROTECTION ACT, 1994 PA 451, MCL 324.43501 TO 324.44106.

9 (c) Part 427 (breeders and dealers) of ~~Act No. 451 of the~~  
10 ~~Public Acts of 1994, being sections 324.42701 to 324.42714 of the~~  
11 ~~Michigan Compiled Laws~~ THE NATURAL RESOURCES AND ENVIRONMENTAL  
12 PROTECTION ACT, 1994 PA 451, MCL 324.42701 TO 324.42714.

13 (d) Part 417 (private shooting preserves) of ~~Act No. 451 of~~  
14 ~~the Public Acts of 1994, being sections 324.41701 to 324.41712 of~~  
15 ~~the Michigan Compiled Laws~~ THE NATURAL RESOURCES AND ENVIRONMEN-  
16 TAL PROTECTION ACT, 1994 PA 451, MCL 324.41701 TO 324.41712.

17 (21) This section does not prohibit a person from being  
18 charged with, convicted of, or punished for any other violation  
19 of law that is committed by that person while violating this  
20 section.

21 Sec. 145m. As used in this chapter:

22 (a) "Adult foster care facility" means that term as defined  
23 in section 3 of the adult foster care facility licensing act,  
24 ~~being section 400.703 of the Michigan Compiled Laws~~ MCL  
25 400.703.

26 (b) "Adult foster care facility licensing act" means ~~Act~~  
27 ~~No. 218 of the Public Acts of 1979, being sections 400.701 to~~



1 ~~400.737 of the Michigan Compiled Laws~~ 1979 PA 218, MCL 400.701  
2 TO 400.737.

3 (c) "Caregiver" means an individual who directly cares for  
4 or has physical custody of a vulnerable adult.

5 (d) "Developmental disability" means that term as defined in  
6 section 500 of the mental health code, ~~being section 330.1500 of~~  
7 ~~the Michigan Compiled Laws~~ MCL 330.1500.

8 (e) "Facility" means an adult foster care facility, a home  
9 for the aged, or a nursing home.

10 (f) "Home for the aged" means that term as defined in sec-  
11 tion 20106 of the public health code, ~~being section 333.20106 of~~  
12 ~~the Michigan Compiled Laws~~ MCL 333.20106.

13 (g) "Licensee" means that term as defined in section 5 of  
14 the adult foster care facility licensing act, ~~being section~~  
15 ~~400.705 of the Michigan Compiled Laws~~ MCL 400.705, or as defined  
16 in section 20108 of the public health code, ~~being section~~  
17 ~~333.20108 of the Michigan Compiled Laws~~ MCL 333.20108. Licensee  
18 does not include a hospital, as that term is defined in  
19 section 20106 of the public health code, ~~being section 333.20106~~  
20 ~~of the Michigan Compiled Laws~~ MCL 333.20106, except that part of  
21 a hospital that is a hospital long-term care unit, as that term  
22 is defined in section 20106 of the public health code, MCL  
23 333.20106.

24 (h) "Mental health code" means ~~Act No. 258 of the Public~~  
25 ~~Acts of 1974, being sections 330.1001 to 330.2106 of the Michigan~~  
26 ~~Compiled Laws~~ 1974 PA 258, MCL 330.1001 TO 330.2106.

1 (i) "Mental illness" means that term as defined in section  
2 ~~400a~~ 400 of the mental health code, ~~being section 330.1400a of~~  
3 ~~the Michigan Compiled Laws~~ MCL 330.1400.

4 (j) "Nursing home" means that term as defined in section  
5 20109 of the public health code, ~~being section 333.20109 of the~~  
6 ~~Michigan Compiled Laws~~ MCL 333.20109 and a hospital long-term  
7 care unit as defined in section 20106 of the public health code,  
8 ~~being section 333.20106 of the Michigan Compiled Laws~~ MCL  
9 333.20106.

10 (k) "Other person with authority over a vulnerable adult"  
11 includes, but is not limited to, a person with authority over a  
12 vulnerable adult in that part of a hospital that is a hospital  
13 long-term care unit, but does not include a person with authority  
14 over a vulnerable adult in that part of a hospital that is not a  
15 hospital long-term care unit. As used in this subdivision,  
16 "hospital" and "hospital long-term care unit" mean those terms as  
17 defined in section 20106 of the public health code, ~~being sec-~~  
18 ~~tion 333.20106 of the Michigan Compiled Laws~~ MCL 333.20106.

19 (l) "Part 213, 215, or 217 of the public health code" means  
20 ~~sections~~ MCL 333.21301 to 333.21333, 333.21501 to 333.21568,  
21 and 333.21701 to 333.21799e. ~~of the public health code.~~

22 (m) "Personal care" means assistance with eating, dressing,  
23 personal hygiene, grooming, or maintenance of a medication sched-  
24 ule as directed and supervised by a vulnerable adult's  
25 physician.

26 (n) "Physical harm" means any injury to a vulnerable adult's  
27 physical condition.

1 (o) "Public health code" means ~~Act No. 368 of the Public~~  
2 ~~Acts of 1978, being sections 333.1101 to 333.25211 of the~~  
3 ~~Michigan Compiled Laws~~ 1978 PA 368, MCL 333.1101 TO 333.25211.

4 (p) "Reckless act or reckless failure to act" means conduct  
5 that demonstrates a deliberate disregard of the likelihood that  
6 the natural tendency of the act or failure to act is to cause  
7 physical harm, serious physical harm, or serious mental harm.

8 (q) "Resident" means an individual who resides in a  
9 facility.

10 (r) "Serious physical harm" means a physical injury that  
11 threatens the life of a vulnerable adult, that causes substantial  
12 bodily disfigurement, or that seriously impairs the functioning  
13 or well-being of the vulnerable adult.

14 (s) "Serious mental harm" means a mental injury that results  
15 in a substantial alteration of mental functioning that is mani-  
16 fested in a visibly demonstrable manner.

17 (t) "Social welfare act" means ~~Act No. 280 of the Public~~  
18 ~~Acts of 1939, being sections 400.1 to 400.119b of the Michigan~~  
19 ~~Compiled Laws~~ 1939 PA 280, MCL 400.1 TO 400.119B.

20 (u) "Vulnerable adult" means 1 or more of the following:

21 (i) An individual age 18 or over who, because of age, devel-  
22 opmental disability, mental illness, or physical ~~handicap~~  
23 DISABILITY requires supervision or personal care or lacks the  
24 personal and social skills required to live independently.

25 (ii) An adult as defined in section 3(1)(b) of the adult  
26 foster care facility licensing act, ~~being section 400.703 of the~~  
27 ~~Michigan Compiled Laws~~ MCL 400.703.

1        (iii) An adult as defined in section 11(b) of the social  
2 welfare act, ~~being section 400.11 of the Michigan Compiled Laws~~  
3 MCL 400.11.

4        Sec. 147a. (1) A person shall not discriminate in extending  
5 credit or granting a loan on the basis of race, color, religion,  
6 national origin, marital status, sex, or physical ~~handicap~~  
7 DISABILITY unless ~~that person~~ BOTH THE FOLLOWING APPLY:

8        (a) ~~Is~~ THE PERSON IS a ~~non-profit~~ NONPROFIT corporation  
9 whose members share ~~the same~~ 1 OF THE FOLLOWING:

10        (i) ~~Racial~~ THE SAME RACIAL, religious, ethnic, marital, or  
11 sexual characteristic. ~~; or~~

12        (ii) ~~Physical handicap; or~~ THE SAME PHYSICAL DISABILITY.

13        (iii) ~~Blend~~ A BLEND of ~~these~~ THE characteristics ~~and~~  
14 DESCRIBED IN SUBPARAGRAPHS (i) AND (ii).

15        (b) ~~Extends~~ THE PERSON EXTENDS credit or grants a loan  
16 only to its members.

17        (2) A person shall not discriminate in the rating of a  
18 person's ~~credit worthiness~~ CREDITWORTHINESS on the basis of  
19 race, color, religion, national origin, marital status, sex, or  
20 physical ~~handicap~~ DISABILITY.

21        (3) A person who violates the provisions of ~~subsections~~  
22 SUBSECTION (1) or (2) is guilty of a misdemeanor punishable by a  
23 fine of not more than \$1,000.00.

24        (4) A person who violates the provisions of subsection (1)  
25 or (2) ~~shall be~~ IS liable in a civil action to the injured  
26 party for the amount of ~~(a)~~ \$200.00 or ~~(b)~~ FOR damages,  
27 whichever is greater. Actions brought pursuant to rule ~~208 of~~

1 ~~the general court rules of 1963 shall be~~ 3.501 OF THE MICHIGAN  
2 COURT RULES ARE limited to those damages provided in THIS  
3 subsection. ~~(4)(b).~~ The prevailing party in the civil action  
4 shall be entitled to recover court costs and reasonable attorney  
5 fees. The right of action under this subsection ~~shall be~~ IS  
6 unassignable.

7       Sec. 470. (1) Except as provided in subsection (2), a  
8 person, in a place of public accommodation to which access by  
9 minors is not prohibited by law, shall not sell or distribute  
10 cigarettes, cigars, or other tobacco products through the use of  
11 a vending machine, or install or maintain a vending machine with  
12 the intent of selling or distributing cigarettes, cigars, or  
13 other tobacco products. For purposes of this section, "place of  
14 public accommodation" has the same meaning as that term has in  
15 section 301(a) of the ~~Michigan handicappers'~~ PERSONS WITH  
16 DISABILITIES civil rights act, ~~Act No. 220 of the Public Acts of~~  
17 ~~1976, being section 37.1301 of the Michigan Compiled Laws~~ 1976  
18 PA 220, MCL 37.1301.

19       (2) This section does not apply to a cigarette vending  
20 machine that meets either of the following criteria:

21       (a) The cigarette vending machine is located in an estab-  
22 lishment that has a class C license as defined in section 2t of  
23 the Michigan liquor control act, ~~Act No. 8 of the Public Acts of~~  
24 ~~the Extra Session of 1933, being section 436.2t of the Michigan~~  
25 ~~Compiled Laws~~ 1933 (EX SESS) PA 8, MCL 436.2T, and 1 of the fol-  
26 lowing applies:

1       (i) If the establishment has a bar that is located in a room  
2 that is separated from the remainder of the establishment by a  
3 wall and a doorway, the cigarette vending machine is located  
4 entirely in that room.

5       (ii) If the establishment has a bar that is not located in a  
6 room that is separated from the remainder of the establishment by  
7 a wall and a doorway, the cigarette vending machine is located  
8 not more than 20 feet from the bar, is located clearly within the  
9 bar area and not in a hallway, coat room, rest room, or similar  
10 unrelated area, and is under the direct visual supervision of an  
11 adult.

12       (b) The cigarette vending machine is located entirely in an  
13 area, office, plant, factory, or private membership club that is  
14 not open to the public, and is located not less than 20 feet from  
15 all entrances and exits that are accessible to the general  
16 public.

17       (3) A person who violates this section is guilty of a misde-  
18 meanor, punishable by imprisonment for not more than 6 months,  
19 service to the community for a period of not more than 45 days,  
20 or a fine of not more than \$1,000.00, or any combination of  
21 imprisonment, community service, or fine. Each day that a person  
22 has a vending machine that dispenses cigarettes, cigars, or other  
23 tobacco products constitutes a separate offense.

24       (4) The provisions of this section shall be enforceable by a  
25 local health department to the same extent and by the same means  
26 as regulations adopted by that local health department.

1       Sec. 502c. (1) A person who is an owner, lessee,  
2 proprietor, manager, superintendent, agent, or employee of any  
3 place of public or private housing, accommodation, amusement, or  
4 recreation, including but not limited to any inn, hotel, motel,  
5 apartment building, trailer park, restaurant, barbershop, bil-  
6 liard parlor, store, public conveyance on land or water, theater,  
7 motion picture house, public or private educational institution,  
8 or elevator, who refuses to permit a ~~handicapper~~ PERSON WITH  
9 DISABILITIES to enter or use the place when the place is avail-  
10 able because the ~~handicapper~~ PERSON WITH DISABILITIES is being  
11 led or accompanied by a guide or leader dog, hearing dog, or  
12 service dog is guilty of a misdemeanor if the guide or leader dog  
13 is wearing a harness or if the hearing dog or service dog is  
14 wearing a blaze orange leash and collar, hearing dog cape, or  
15 service dog backpack, and the ~~handicapper~~ PERSON WITH  
16 DISABILITIES being led or accompanied has in his or her posses-  
17 sion a pictured identification card certifying that the dog was  
18 trained by a qualified organization or trainer. The department  
19 of labor shall maintain a list of organizations or trainers that  
20 train guide or leader dogs, hearing dogs, and service dogs.

21       (2) A person who is an owner, lessee, proprietor, manager,  
22 superintendent, agent, or employee of any place of public or pri-  
23 vate housing, accommodation, amusement, or recreation, including,  
24 but not limited to, the places listed in subsection (1), who  
25 refuses to permit a trainer of guide or leader dogs, hearing  
26 dogs, or service dogs to enter or use the place when the place is  
27 available because the trainer is being led or accompanied by a

1 guide or leader dog, hearing dog, or service dog is guilty of a  
2 misdemeanor if the guide or leader dog is wearing a harness or if  
3 the hearing dog or service dog is wearing a hearing dog cape or  
4 service dog backpack, if the trainer is being led or accompanied  
5 by an adult dog for the purpose of training the dog, and if the  
6 trainer has in his or her possession picture identification and  
7 identification stating that he or she is a representative or  
8 employee of an organization or trainer, or is a trainer, included  
9 on the department of labor list of organizations or trainers that  
10 train guide or leader dogs, hearing dogs, or service dogs.

11 (3) As used in this section:

12 (a) "Adult dog" means a domestic dog of the species canis  
13 familiaris that is 12 months of age or older.

14 (b) "Audibly impaired" means audibly impaired as defined in  
15 section 1 of ~~Act No. 82 of the Public Acts of 1981, being sec-~~  
16 ~~tion 752.61 of the Michigan Compiled Laws~~ 1981 PA 82, MCL  
17 752.61.

18 (c) "Blind person" means a blind person as defined in sec-  
19 tion 1 of ~~Act No. 260 of the Public Acts of 1978, being section~~  
20 ~~393.351 of the Michigan Compiled Laws~~ 9178 PA 260, MCL 393.351.

21 (d) "Deaf person" means a deaf person as defined in section  
22 1 of ~~Act No. 82 of the Public Acts of 1981, being section 752.61~~  
23 ~~of the Michigan Compiled Laws~~ 1981 PA 82, MCL 752.61.

24 (e) ~~"Handicapper"~~ "PERSON WITH DISABILITIES" means a  
25 person who is audibly impaired, blind, deaf, or otherwise physi-  
26 cally limited.



1 (f) "Physically limited" means physically limited as defined  
2 in section 1 of ~~Act No. 1 of the Public Acts of 1966, being~~  
3 ~~section 125.1351 of the Michigan Compiled Laws~~ 1966 PA 1, MCL  
4 125.1351.

5 Enacting section 1. This amendatory act does not take  
6 effect unless Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_  
7 (request no. 01838'97) of the 89th Legislature is enacted into  
8 law.