

# HOUSE BILL No. 5492

January 22, 1998, Introduced by Reps. Wetters, Frank, Hale, Harder, Baade, Alley, Goschka, Gagliardi, Gustafson, Raczkowski and Perricone and referred to the Committee on Agriculture.

A bill to amend 1941 PA 207, entitled  
"Fire prevention code,"  
by amending section 5 (MCL 29.5).

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

1       Sec. 5. (1) Hazardous materials or other substances,  
2 including alcohol, gunpowder, dynamite, crude petroleum or any of  
3 its products, fuel oils, pyroxylin, combustible finishes, and  
4 other commodities of a similar nature or quality shall be manu-  
5 factured, kept or stored, sold, transported, or otherwise handled  
6 or disposed of in a manner and by a method as not to constitute a  
7 fire hazard or a menace to the public peace, health, or safety,  
8 or to endanger or cause loss, injury, or damage to persons or  
9 property.

1           (2) THE EXCEPTION WHICH IS PROVIDED FROM THE APPLICATION OF  
2 SUBCHAPTER C OF CHAPTER 1 OF TITLE 49 OF THE CODE OF FEDERAL  
3 REGULATIONS BY 49 C.F.R. 173.5(a) FOR FARMERS, OR FROM THE APPLI-  
4 CATION OF SUBPARTS G AND H OF PART 172 OF TITLE 49 OF THE CODE OF  
5 FEDERAL REGULATIONS, FOR THE TRANSPORTATION OF AGRICULTURAL PRO-  
6 DUCTS OR THE PRIVATE TRANSPORTATION OF AGRICULTURAL PRODUCTION  
7 MATERIALS TO OR FROM A FARM AND A SOURCE OF SUPPLY, SHALL BE  
8 EXPANDED TO INCLUDE THE TRANSPORT OF THE SAME EXCEPTED MATERIALS  
9 BY RETAILERS AND WHOLESALERS TO OR FROM A FARM AND IS SPECIFI-  
10 CALLY AUTHORIZED IF IN COMPLIANCE WITH THIS ACT AND OTHER STATE  
11 LAW.