

# SENATE BILL No. 648

August 13, 2003, Introduced by Senators PATTERSON, BIRKHOLZ, BISHOP, KUIPERS, SCHAUER, GEORGE, JELINEK, McMANUS and HARDIMAN and referred to the Committee on Judiciary.

A bill to amend 1917 PA 167, entitled  
"Housing law of Michigan,"  
(MCL 125.401 to 125.543) by adding section 85a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 85a. (1) A state or local law enforcement agency shall  
2       notify the enforcing agency regarding the potential contamination  
3       of any property or dwelling that is or has been the site of  
4       illegal drug manufacturing. Within 3 days after receiving  
5       notification, the enforcing agency shall post a written warning  
6       on the premises regarding potential contamination.

7       (2) Within 14 days after receipt of the notification, the  
8       enforcing agency, or the enforcing agency and representatives of  
9       other agencies that form a team to undertake an inspection under  
10      this section and other applicable acts, shall inspect the  
11      premises for contamination.

1       (3) If an inspector, or a team of inspectors, determines that  
2 the property or dwelling, or both, has been contaminated and is  
3 unfit for human habitation or presents a danger to the life or  
4 health of others, the health officer or other appropriate public  
5 official shall issue an order requiring the property or dwelling  
6 to be vacated until the property is decontaminated or the risk  
7 ceases to exist. Upon issuance of the order, the enforcing  
8 agency shall provide the owner with an opportunity for a hearing  
9 pursuant to the administrative procedures act of 1969, 1969 PA  
10 306, MCL 24.201 to 24.328, within 15 days of the date of its  
11 issuance.

12       (4) The department of community health shall promulgate rules  
13 and procedures necessary to implement this section.