

HOUSE BILL No. 6757

November 25, 2008, Introduced by Rep. Valentine and referred to the Committee on Energy and Technology.

A bill to amend 1972 PA 230, entitled
"Stille-DeRossett-Hale single state construction code act,"
by amending section 11 (MCL 125.1511).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11. (1) The enforcing agency shall examine an application
2 for a building permit. If the application conforms to this act, the
3 code, and the requirements of other applicable laws and ordinances,
4 the enforcing agency shall approve the application and issue a
5 building permit to the applicant. ~~An~~**EXCEPT AS OTHERWISE PROVIDED**
6 **IN SUBSECTION (2), AN** application shall be granted, in whole or in
7 part, or denied within 10 business days, except that in case of an
8 unusually complicated building or structure, action shall be taken
9 within 15 business days. Failure by an enforcing agency to grant,

1 in whole or in part, or deny an application within these periods of
2 time ~~shall be deemed~~ **IS CONSIDERED** a denial of the application for
3 purposes of authorizing the institution of an appeal to the
4 appropriate board of appeals. The enforcing agency shall approve
5 changes in plans and specifications previously approved by it, if
6 the changes require approval and if the plans and specifications
7 when so changed remain in conformity with law. Except as otherwise
8 provided in this act or the code, the construction or alteration of
9 a building or structure shall not be commenced until a building
10 permit has been issued. The construction of a building or structure
11 shall comply with the approved application for a building permit,
12 and the enforcing agency shall insure such compliance in the manner
13 provided in section 12 and in any other way it ~~deems~~ **CONSIDERS**
14 appropriate.

15 (2) **IF PLANS SUBMITTED WITH AN APPLICATION ARE CERTIFIED AT**
16 **ANY LEVEL BY LEED, THE APPLICATION SHALL BE GRANTED, IN WHOLE OR**
17 **PART, OR DENIED WITHIN 5 BUSINESS DAYS.**

18 (3) ~~(2)~~—The enforcing agency may suspend, revoke, or cancel a
19 building permit in case of failure or neglect to comply with the
20 provisions of this act or the code, or upon a finding by it that a
21 false statement or representation has been made in the application
22 for the building permit.

23 (4) **AS USED IN THIS SECTION, "LEED" MEANS THE LEADERSHIP IN**
24 **ENVIRONMENTAL DESIGN RATING SYSTEM DEVELOPED BY THE UNITED STATES**
25 **GREEN BUILDING COUNCIL.**