

SUBSTITUTE FOR  
HOUSE BILL NO. 4780

A bill to amend 1970 PA 193, entitled

"An act to provide for the compilation of the general laws of this state and the compilation and revision of state administrative rules; and to prescribe certain functions of the legislative council and certain state agencies relative thereto,"

by amending sections 1 and 7 (MCL 8.41 and 8.47), as amended by 1999 PA 263.

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

1           Sec. 1. (1) The legislative council shall provide for  
2 ~~compilations~~**THE COMPILATION** of all general laws in force **AND SHALL**  
3 **MAKE THIS COMPILATION AVAILABLE TO THE GENERAL PUBLIC.**

4           (2) The office of ~~regulatory reform~~**PERFORMANCE AND**  
5 **TRANSFORMATION** shall provide ~~compilations~~**FOR THE COMPILATION** of  
6 administrative rules promulgated under the administrative  
7 procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, **AND**

1 **SHALL MAKE THIS COMPILATION AVAILABLE TO THE GENERAL PUBLIC.**

2 (3) The **LEGISLATIVE COUNCIL SHALL DO ALL OF THE FOLLOWING IN A**  
3 **COMPILATION UNDER SUBSECTION (1) :**

4 (A) **ARRANGE THE** general laws ~~shall be arranged without~~  
5 alteration. ~~All compilations shall include~~

6 (B) **PROVIDE** appropriate heads ~~HEADINGS~~ and titles. ~~The printed~~  
7 ~~compilations shall contain an~~

8 (C) **PROVIDE FOR AN** index ~~of the laws or rules contained in the~~  
9 ~~compilations and~~ **OR MEANS OF SEARCHING THE COMPILATION.**

10 (D) **INCLUDE ANY** notes, references, and other materials ~~as the~~  
11 ~~council or office of regulatory reform considers necessary~~ **OR**  
12 **APPROPRIATE.**

13 (E) **INCLUDE THE DATE THAT THE COMPILATION WAS LAST DESIGNATED**  
14 **AS OFFICIAL UNDER SECTION 7.**

15 (F) **IDENTIFY THE MOST RECENT PUBLIC ACT INCLUDED IN THE**  
16 **COMPILATION.**

17 (4) **THE OFFICE OF PERFORMANCE AND TRANSFORMATION SHALL DO ALL**  
18 **OF THE FOLLOWING IN A COMPILATION UNDER SUBSECTION (2) :**

19 (A) **ARRANGE THE ADMINISTRATIVE RULES WITHOUT ALTERATION.**

20 (B) **PROVIDE APPROPRIATE HEADINGS AND TITLES.**

21 (C) **PROVIDE FOR AN INDEX OR A MEANS OF SEARCHING THE**  
22 **COMPILATION.**

23 (D) **INCLUDE ANY NOTES, REFERENCES, AND OTHER MATERIALS THE**  
24 **OFFICE OF PERFORMANCE AND TRANSFORMATION CONSIDERS NECESSARY OR**  
25 **APPROPRIATE.**

26 (5) ~~(4)~~ **The LEGISLATIVE** council shall determine ~~the number of~~  
27 ~~sets of the compiled laws to be printed and bound, the weight and~~

House Bill No. 4780 as amended January 24, 2018

~~kind of paper, the style and material for binding, and all other~~

~~matters concerning the format and contents~~ **CONTENT** of the

~~compilations.~~ **COMPILATION UNDER SUBSECTION (1) AND THE MANNER IN**

**WHICH THE COMPILATION IS MADE AVAILABLE TO THE GENERAL PUBLIC.**

~~(5)~~ **(6)** ~~The office of regulatory reform~~ **PERFORMANCE AND**

**TRANSFORMATION** shall determine ~~the number of sets of the~~

~~administrative rules to be printed and bound, the weight and kind~~

~~of paper, the style and material for binding, and all other matters~~

~~concerning the format and contents~~ **CONTENT** of the

~~compilations.~~ **COMPILATION UNDER SUBSECTION (2) AND THE MANNER IN**

**WHICH THE COMPILATION IS MADE AVAILABLE TO THE GENERAL PUBLIC.**

~~Sec. 7. (1) Before any copies of a volume of~~ **NOT LATER THAN**

**180 DAYS AFTER THE EFFECTIVE DATE OF THE [2018] AMENDATORY ACT THAT**

**AMENDED THIS SECTION, THE LEGISLATIVE COUNCIL SHALL EXAMINE** the

**ELECTRONIC** compilation of the ~~compiled laws are printed and bound~~

~~or otherwise made available to the general public, they shall be~~

~~examined and compared by the council~~ **MICHIGAN COMPILED LAWS** and, if

in compliance with this act, the **LEGISLATIVE** council shall ~~se~~

~~certify.~~ **DESIGNATE THE ELECTRONIC COMPILATION AS OFFICIAL PURSUANT**

**TO CHAPTER 1A OF THE LEGISLATIVE COUNCIL ACT, 1986 PA 268, MCL**

**4.1121 TO 4.1131. IN ADDITION, AFTER THE FINAL ADJOURNMENT OF A**

**REGULAR SESSION HELD IN AN EVEN-NUMBERED YEAR, THE LEGISLATIVE**

**COUNCIL SHALL AUTHENTICATE THAT THE COMPILATION OF THE MICHIGAN**

**COMPILED LAWS IS AN ACCURATE COPY OF THE GENERAL LAWS IN FORCE**

**THROUGH THE END OF THAT REGULAR SESSION.**

~~(2) Before any copies of a volume of the compilation of the~~

~~Michigan administrative code are printed and bound or otherwise~~

1 **ADMINISTRATIVE CODE IS** made available to the general public, ~~they~~  
 2 ~~shall be examined and compared by the office of regulatory reform~~  
 3 **PERFORMANCE AND TRANSFORMATION SHALL EXAMINE THE MICHIGAN**  
 4 **ADMINISTRATIVE CODE** and, if in compliance with this act, the office  
 5 of ~~regulatory reform~~**PERFORMANCE AND TRANSFORMATION** shall ~~se~~  
 6 ~~certify.~~**DESIGNATE THE ELECTRONIC COMPILATION AS OFFICIAL PURSUANT**  
 7 **TO CHAPTER 1A OF THE LEGISLATIVE COUNCIL ACT, 1986 PA 286, MCL**  
 8 **4.1121 TO 4.1131.**

9 (3) After the ~~certification,~~**DESIGNATION AS OFFICIAL UNDER**  
 10 **SUBSECTION (1) OR (2),** the ~~compiled laws~~**MICHIGAN COMPILED LAWS** and  
 11 ~~administrative rules shall be~~**THE MICHIGAN ADMINISTRATIVE CODE, AS**  
 12 **APPROPRIATE, ARE** considered to be the official statutes and  
 13 administrative rules of this state and evidence in all courts  
 14 having jurisdiction. ~~The certification shall be printed in each~~  
 15 ~~volume.~~**AN INDIVIDUAL CONTESTING THE ACCURACY OF A COMPILATION OF**  
 16 **THE MICHIGAN COMPILED LAWS OR THE MICHIGAN ADMINISTRATIVE CODE**  
 17 **DESIGNATED AS OFFICIAL UNDER THIS SECTION HAS THE BURDEN OF PROVING**  
 18 **BY A PREPONDERANCE OF THE EVIDENCE THAT THE COMPILATION IS NOT**  
 19 **ACCURATE.**

20 Enacting section 1. This amendatory act does not take effect  
 21 unless House Bill No. 4779 of the 99th Legislature is enacted into  
 22 law.