

Act No. 237
Public Acts of 1996
Approved by the Governor
June 5, 1996
Filed with the Secretary of State
June 5, 1996

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1996**

**Introduced by Reps. McManus, Horton, Green, Perricone, Kukuk, Bush, Hill, Gire, Pitoniak, Curtis, Willard, Munsell and Baade
Reps. DeMars, Dolan, Goschka, Johnson, McBryde, Middaugh, Oxender and Rocca named co-sponsors**

ENROLLED HOUSE BILL No. 5386

AN ACT to amend section 92 of Act No. 306 of the Public Acts of 1969, entitled as amended "An act to provide for the effect, processing, promulgation, publication, and inspection of state agency rules, determinations, and other matters; to provide for the printing, publishing, and distribution of the Michigan register; to provide for state agency administrative procedures and contested cases and appeals from contested cases in licensing and other matters; to provide for declaratory judgments as to rules; to repeal certain acts and parts of acts; and to repeal certain parts of this act on a specific date," being section 24.292 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 92 of Act No. 306 of the Public Acts of 1969, being section 24.292 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 92. (1) Before the commencement of proceedings for suspension, revocation, annulment, withdrawal, recall, cancellation or amendment of a license, an agency shall give notice, personally or by mail, to the licensee of facts or conduct which warrant the intended action. Except as otherwise provided in the support and parenting time enforcement act, Act No. 295 of the Public Acts of 1982, being sections 552.601 to 552.650 of the Michigan Compiled Laws, or the regulated occupations support enforcement act, the licensee shall be given an opportunity to show compliance with all lawful requirements for retention of the license.

(2) If the agency finds that the public health, safety or welfare requires emergency action and incorporates this finding in its order, summary suspension of a license may be ordered effective on the date specified in the order or on service of a certified copy of the order on the licensee, whichever is later, and effective during the proceedings. The proceedings shall be promptly commenced and determined.

Section 2. This amendatory act shall take effect January 1, 1997.

Section 3. This amendatory act shall not take effect unless all of the following bills of the 88th Legislature are enacted into law:

- (a) Senate Bill No. 881.
- (b) House Bill No. 5384.
- (c) House Bill No. 5385.
- (d) House Bill No. 5387.
- (e) House Bill No. 5388.
- (f) House Bill No. 5389.

This act is ordered to take immediate effect.

Clerk of the House of Representatives.

Secretary of the Senate.

Approved -----

Governor.

