

**SUBSTITUTE FOR
HOUSE BILL NO. 6318**

A bill to amend 1969 PA 306, entitled
"Administrative procedures act of 1969,"
by amending section 5 (MCL 24.205), as amended by 2004 PA 23.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5. (1) "License" includes the whole or part of an agency
2 permit, certificate, approval, registration, charter, or similar
3 form of permission required by law, but does not include a license
4 required solely for revenue purposes, or a license or registration
5 issued under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to
6 257.923.

7 (2) "Licensing" includes agency activity involving the grant,
8 denial, renewal, suspension, revocation, annulment, withdrawal,
9 recall, cancellation, or amendment of a license.

1 (3) "Michigan register" means the publication described in
2 section 8.

3 (4) "Notice" means a written or electronic record that informs
4 a person of past or future action of the person generating the
5 record.

6 (5) "Notice of objection" means the record adopted by the
7 committee that indicates the committee's formal objection to a
8 proposed rule.

9 (6) "Party" means a person or agency named, admitted, or
10 properly seeking and entitled of right to be admitted, as a party
11 in a contested case. **IN A CONTESTED CASE REGARDING AN APPLICATION**
12 **FOR A LICENSE, PARTY INCLUDES THE APPLICANT FOR THAT LICENSE.**

13 (7) "Person" means an individual, partnership, association,
14 corporation, limited liability company, limited liability
15 partnership, governmental subdivision, or public or private
16 organization of any kind other than the agency engaged in the
17 particular processing of a rule, declaratory ruling, or contested
18 case.

19 (8) "Processing of a rule" means the action required or
20 authorized by this act regarding a rule that is to be promulgated,
21 including the rule's adoption, and ending with the rule's
22 promulgation.

23 (9) "Promulgation of a rule" means that step in the processing
24 of a rule consisting of the filing of a rule with the secretary of
25 state.

26 (10) "Record" means information that is inscribed on a paper
27 or electronic medium.

1 Enacting section 1. Section 5 of the administrative procedures
2 act of 1969, 1969 PA 306, MCL 24.205, as amended by this amendatory
3 act, is curative and intended to express the original intent of the
4 legislature regarding the application of section 5 of the
5 administrative procedures act of 1969, 1969 PA 306, MCL 24.205, as
6 amended by 2004 PA 23.