

DIVISION ON DEAFNESS ACT Act 72 of 1937

AN ACT to establish the division on deafness and the advisory council on deafness within the department of labor; to prescribe the powers and duties of the department, the division, the council, and certain state officers; to establish a fund and provide for expenditures from that fund; and to provide for an appropriation.

History: 1937, Act 72, Eff. Oct. 29, 1937;—Am. 1988, Act 434, Eff. Mar. 30, 1989.

The People of the State of Michigan enact:

408.201 Short title.

Sec. 1. This act shall be known and may be cited as the “division on deafness act”.

History: 1937, Act 72, Eff. Oct. 29, 1937;—CL 1948, 408.201;—Am. 1988, Act 434, Eff. Mar. 30, 1989.

Compiler's note: For transfer of powers and duties of the commission on disability concerns established in Executive Order 1995-11 from the department of labor to the family independence agency, see E.R.O. No. 1996-2, compiled at MCL 445.2001 of the Michigan Compiled Laws.

For transfer of the advisory council on deaf and hard of hearing from the family independence agency to the department of labor and economic growth by type II transfer, see E.R.O. No. 2003-1, compiled at MCL 445.2011.

For transfer of powers and duties of division on deaf and hard of hearing and advisory council on deaf and hard of hearing from department of licensing and regulatory affairs to department of civil rights, see E.R.O. No. 2011-4, compiled at MCL 445.2030.

For renaming of division on deaf and hard of hearing to division on deaf, deafblind and hard of hearing, and renaming of advisory council on deaf and hard of hearing to advisory council on deaf, deafblind and hard of hearing, see E.R.O. No. 2014-5, compiled at MCL 445.2035.

408.202 Definitions.

Sec. 2. As used in this act:

(a) “Council” means the advisory council on deafness established in section 5.

(b) “Deaf person” means a person whose hearing is totally impaired or whose hearing, with or without amplification, is so seriously impaired that the primary means of receiving spoken language is through other sensory input, including, but not limited to, lipreading, sign language, finger spelling, and reading

- (a) Advocate for hearing impaired persons who encounter communication and other difficulties in employment, education, public accommodation, public service, and housing.
- (b) Work closely with all public and privately funded organizations that provide developmental, educational, financial, preventative, protective, placement, recreational, rehabilitative, or health services to hearing impaired persons.
- (c) Encourage providers of services to hearing impaired persons to improve the quality and coordination of their delivery systems.
- (d) Provide information on deafness to hearing impaired persons and the public.
- (e) Provide information and referral services to hearing impaired persons to insure that their rights are protected.
- (f) Provide information to hearing impaired persons on programs and services provided for them by each level of government.
- (g) Promote new services, when necessary, for hearing impaired persons.
- (h) Sponsor or cosponsor conferences, workshops, or seminars to educate hearing impaired persons and the public about deafness.
- (i) Maintain statistics, facts, and data pertaining to hearing impaired persons of all ages and degrees of hearing loss.
- (j) Provide technical assistance to state agencies and the public regarding communication accessibility for hearing impaired persons.
- (k) Provide direct interpreter services to state agencies, the legislature, and the governor.
- (l) Fulfill its duties under the deaf persons' interpreters act, Act No. 204 of the Public Acts of 1982, being sections 393.501 to 393.509 of the Michigan Compiled Laws.
- (2) The division may assess reasonable fees for conferences sponsored or cosponsored by the division, the use of materials developed by the division, and for services provided by the division.

History: 1937, Act 72, Eff. Oct. 29, 1937;—CL 1948, 408.204;—Am. 1988, Act 434, Eff. Mar. 30, 1989.

Compiler's note: For transfer of the advisory council on deaf and hard of hearing from the family independence agency to the department of labor and economic growth by type II transfer, see E.R.O. No. 2003-1, compiled at MCL 445.2011.

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408.205 Advisory council on deafness; establishment; duty; appointment, qualifications, and terms of members; vacancy; quorum; meetings; expenses.

Sec. 5. (1) An advisory council on deafness is established within the department. The council shall advise the division on matters pertaining to hearing impaired persons.

(2) The council shall consist of 13 members appointed by the governor. The governor shall select members who are knowledgeable in the field of deafness. Not less than 7 members of the council shall be hearing impaired persons. The governor shall

public.

Sec. 6. (1) The business which the council may perform shall be conducted at a public meeting held in compliance with the open meetings act, Act No. 267 of the Public Acts of 1976, being sections 15.261 to 15.275 of the Michigan Compiled Laws. Public notice of the time, date, and place of the meeting shall be given in the manner required by Act No. 267 of the Public Acts of 1976.

(2) A writing prepared, owned, used, in the possession of, or retained by the council in the performance of an official function shall be made available to the public in compliance with the freedom of information act, Act No. 442 of the Public Acts of 1976, being sections 15.231 to 15.246 of the Michigan Compiled Laws.

History: Add. 1988, Act 434, Eff. Mar. 30, 1989.

Compiler's note: For transfer of the advisory council on deaf and hard of hearing from the family independence agency to the department of labor and economic growth by type II transfer, see E.R.O. No. 2003-1, compiled at MCL 445.2011.

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408.207 Gifts, grants, or other aid.

Sec. 7. The division may solicit and accept gifts, grants, or other aid from any source, whether public or private.

History: Add. 1988, Act 434, Eff. Mar. 30, 1989.

Compiler's note: For transfer of the advisory council on deaf and hard of hearing from the family independence agency to the department of labor and economic growth by type II transfer, see E.R.O. No. 2003-1, compiled at MCL 445.2011.

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408.208 Division on deafness fund; establishment; administration

For renaming of division on deaf and hard of hearing to division on deaf, deafblind and hard of hearing, and renaming of advisory council on deaf and hard of hearing to advisory council on deaf, deafblind and hard of hearing, see E.R.O. No. 2014-5, compiled at MCL 445.2035.

408.210 Appropriation.

Sec. 10. The legislature annually shall appropriate a sum sufficient to implement this act.

History: Add. 1988, Act 434, Eff. Mar. 30, 1989.

Compiler's note: For transfer of the advisory council on deaf and hard of hearing from the family independence agency to the department of labor and economic growth by type II transfer, see E.R.O. No. 2003-1, compiled at MCL 445.2011.

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