

each house. The agency shall not adopt or promulgate the rule unless 1 of the following occurs:

(a) The legislature adopts a concurrent resolution approving the rule within 60 days after introduction by record roll call vote. The adoption of the concurrent resolution shall require a majority of the members elected to and serving in each house.

(b) The agency resubmits the proposed rule to the committee and the committee approves the rule within the time permitted by this section.

(11) An agency may withdraw a proposed rule by leave of the committee. An agency may resubmit a rule so withdrawn or returned under subsection (9) with minor modification or with changes suggested by the committee following a committee meeting on the proposed rule. A resubmitted rule is a new filing and subject to this section but is not subject to further notice and hearing as provided in sections 41 and 42.

(12) If the committee approves the proposed rule within the time period provided by subsection (6), or the legislature adopts a concurrent resolution approving the rule, the agency, if it wishes to proceed, shall formally adopt the rule, pursuant to any applicable statute, and make a written record of the adoption. Certificates of approval and adoption shall be attached to at least 6 copies of the rule.

This act is ordered to take immediate effect.

Approved April 3, 1987.

Filed with Secretary of State April 6, 1987.

[No. 14]

(SB 162)

AN ACT to amend section 5431 of Act No. 368 of the Public Acts of 1978, entitled as amended "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to provide for penalties and remedies; and to repeal certain acts and parts of acts," as amended by Act No. 300 of the Public Acts of 1986, being section 333.5431 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section amended; public health code.

Section 1. Section 5431 of Act No. 368 of the Public Acts of 1978, as amended by Act No. 300 of the Public Acts of 1986, being section 333.5431 of the Michigan Compiled Laws, is amended to read as follows:

333.5431 Test for phenylketonuria and other treatable but handicapping conditions; report; administration of test; fee; violation as misdemeanor; hardship waiver. [M.S.A. 14.15(5431)]

Sec. 5431. (1) A health professional in charge of the care of a newborn infant or, if none, the health professional in charge at the birth of an infant shall administer or cause to be administered to the infant a test for phenylketonuria and, beginning July 1, 1987, shall administer or cause to be administered to the infant a test for galactosemia, hypothyroidism, maple syrup urine disease, biotinidase deficiency, sickle cell anemia, and other treatable but otherwise handicapping conditions as designated by the department. The results of a positive test shall be reported to the infant's parents, guardian, or person in loco parentis. The test shall be administered within a time and under conditions prescribed by the department. In addition, the department may require that the test be performed by the department.

(2) If the department performs a test required under subsection (1), the department may charge a fee for the test of not more than \$18.00. The amount stated in this subsection shall be adjusted annually by an amount determined by the state treasurer to reflect the cumulative annual percentage change in the Detroit consumer price index. As used in this subsection, "Detroit consumer price index" means the most comprehensive index of consumer prices available for the Detroit area from the bureau of labor statistics of the United States department of labor.

(3) A person who violates this section or a rule promulgated under this part is guilty of a misdemeanor.

(4) The department shall provide for a hardship waiver of the fee authorized under subsection (2) under circumstances found appropriate by the department.

This act is ordered to take immediate effect.

Approved April 13, 1987.

Filed with Secretary of State April 14, 1987.

[No. 15]

(HB 4016)

AN ACT to amend section 6 of Act No. 224 of the Public Acts of 1985, entitled "An act to promote economic growth within economically distressed local governmental units; to provide for the creation of enterprise zones; to provide for the creation of an enterprise zone authority; to prescribe the powers and duties of officials and agencies of the state and certain local governmental units; to provide for the establishment of citizens' councils and to prescribe their powers and duties; to authorize the levy and collection of specific taxes; and to provide qualifications for certification of and incentives for certain businesses located in enterprise zones," being section 125.2106 of the Michigan Compiled Laws.