SUBSTITUTE FOR HOUSE BILL NO. 5917

A bill to prohibit a local unit of government from enacting or enforcing an ordinance, policy, resolution, or rule that arbitrarily bans a qualified pet shop located in that local unit of government; and to prescribe the powers and duties of certain local officers and officials.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 1. (1) The governing body of a local unit of government
- 2 shall not enact or enforce an ordinance, policy, resolution, or
- 3 rule that arbitrarily bans a qualified pet shop located in a
- 4 business district of that local unit of government.
- 5 (2) Any provision in an ordinance, policy, resolution, or rule
- 6 adopted by the governing body of a local unit of government on or

- 1 after the effective date of this act that violates this act is void
- 2 and unenforceable.
- 3 (3) Notwithstanding subsections (1) and (2), a qualified pet
- 4 shop is subject to any otherwise applicable requirements of a
- 5 zoning ordinance adopted by a local unit of government under the
- 6 Michigan zoning enabling act, 2006 PA 110, MCL 125.3101 to
- **7** 125.3702.
- 8 (4) As used in this act:
- 9 (a) "Business district" means an area of a local unit of
- 10 government zoned and used primarily for business.
- 11 (b) "Governing body" means the body in which the legislative
- 12 powers of a local unit of government are vested.
- 13 (c) "Local unit of government" means a county, city, village,
- 14 or township.
- 15 (d) "Qualified pet shop" means a pet shop that complies with
- 16 all of the requirements in section 5b of 1969 PA 287, MCL 287.335b.
- 17 Enacting section 1. This act takes effect 90 days after the
- 18 date it is enacted into law.
- 19 Enacting section 2. This act does not take effect unless House
- 20 Bill No. 5916 of the 99th Legislature is enacted into law.