

**SUBSTITUTE FOR
HOUSE BILL NO. 6315**

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 2253 (MCL 333.2253), as amended by 2006 PA 157.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2253. (1) ~~If~~**Except as otherwise provided in subsections**
2 **(4) and (5), if** the director determines that control of an epidemic
3 is necessary to protect the public health, the director by
4 emergency order may prohibit the gathering of ~~people~~**persons** for
5 any purpose and may establish procedures **in the emergency order** to
6 be followed during the epidemic to ~~insure~~**ensure** continuation of
7 essential public health services and enforcement of health laws.
8 Emergency procedures ~~shall not be~~**are not** limited to this code.
9 (2) If an epidemic described in subsection (1) involves avian



1 influenza or another virus or disease that is or may be spread by
2 contact with animals, the department of agriculture **and rural**
3 **development** shall cooperate with and assist the director in the
4 director's response to the epidemic.

5 (3) ~~Upon~~**On** request from the director, the department of
6 agriculture **and rural development** shall assist the department in
7 any review or update of the department's pandemic influenza plan
8 under section 5112.

9 (4) The director shall not prohibit in an emergency order
10 issued under this section the gathering of persons for a
11 professional or collegiate sporting event held at an entertainment
12 venue. However, the director may limit the occupancy of the
13 entertainment venue at which a professional or collegiate sporting
14 event is held to 20% capacity or a maximum of 12,500 spectators,
15 whichever is less. As used in this subsection:

16 (a) "Entertainment venue" means a facility that is primarily
17 used for sporting events or other entertainment.

18 (b) "Professional or collegiate sporting event" includes, but
19 is not limited to, any of the following:

20 (i) A game or match sanctioned by a major professional league
21 or the National Collegiate Athletic Association consisting of teams
22 located in the United States or Canada for any of the following
23 activities:

24 (A) Ice hockey.

25 (B) Football.

26 (C) Soccer.

27 (D) Baseball.

28 (E) Basketball.

29 (ii) A motorsports race and its ancillary activities that have



1 been sanctioned by a sanctioning body as that term is defined in
2 section 518 of the Michigan liquor control code of 1998, 1998 PA
3 58, MCL 436.1518.

4 (iii) A soccer match between 2 international soccer clubs as
5 part of a tournament sanctioned by the governing body for soccer in
6 the United States.

7 (5) In an emergency order issued under this section, the
8 director shall not prohibit the gathering of persons at a
9 convention facility. However, the director may limit the occupancy
10 at a convention facility to 20 persons per 1,000 square feet. As
11 used in this subsection, "convention facility" means that term as
12 defined in section 3 of the state convention facility development
13 act, 1985 PA 106, MCL 207.623.