



Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536



BILL ANALYSIS

Telephone: (517) 373-5383
Fax: (517) 373-1986
TDD: (517) 373-0543

House Bill 4900 (as reported without amendment)

Sponsor: Representative Tim Moore

House Committee: Health Policy

Senate Committee: Health Policy

CONTENT

The bill would amend the Public Health Code to increase the maximum prison sentence for violation of a local health department regulation; and extend the penalty to violation of a local health officer's order.

The Code authorizes a local health department, upon approval by the local governing entity, to adopt regulations necessary or appropriate to implement or carry out the duties or functions vested by law in the local health department. A person who violates a regulation is guilty of a misdemeanor punishable by imprisonment for up to 90 days and/or a maximum fine of \$200. The bill would delete this language.

Under the bill, except as otherwise provided by the Code, a person who violated a regulation of a local health department or an order of a local health officer under the Code would be guilty of a misdemeanor punishable by imprisonment for up to six months and/or a maximum fine of \$200.

MCL 333.2441 et al.

Legislative Analyst: Julie Cassidy

FISCAL IMPACT

The bill would have an indeterminate fiscal impact on local government. There are no data to indicate how many offenders would be convicted of violating a regulation of a local health department or an order of a local health officer. Local governments would incur the costs of misdemeanor probation and incarceration in local facilities, which vary by county. Additional penal fine revenue would benefit public libraries.

Date Completed: 4-29-10

Fiscal Analyst: Matthew Grabowski