

HOUSE BILL NO. 4450

March 04, 2021, Introduced by Reps. Posthumus, Fink, Outman, Beeler, Bezotte, Carra, Roth, O'Malley, Beson and Hoitenga and referred to the Committee on Government Operations.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending sections 2253 and 2453 (MCL 333.2253 and 333.2453),
section 2253 as amended by 2006 PA 157.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2253. (1) ~~If~~**Subject to subsection (4), if** the director
2 determines that control of an epidemic is necessary to protect the
3 public health, the director by emergency order may prohibit the
4 gathering of people for any purpose and may establish procedures **in**

1 **the emergency order** to be followed during the epidemic to ~~insure~~
 2 **ensure** continuation of essential public health services and
 3 enforcement of health laws. Emergency procedures ~~shall~~**are** not be
 4 limited to this code.

5 (2) If an epidemic described in subsection (1) involves avian
 6 influenza or another virus or disease that is or may be spread by
 7 contact with animals, the department of agriculture **and rural**
 8 **development** shall cooperate with and assist the director in the
 9 director's response to the epidemic.

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

14 (4) **If the director issues an emergency order under this**
 15 **section that limits the maximum number of spectators at a sporting**
 16 **event carried on between 2 or more schools, the emergency order**
 17 **must provide that the school hosting the sporting event may allow**
 18 **more spectators than the maximum number described in the emergency**
 19 **order if the additional spectators are relatives of the students**
 20 **participating in the sporting event. As used in this subsection,**
 21 **"school" means a public or nonpublic school as those terms are**
 22 **defined in section 5 of the revised school code, 1976 PA 451, MCL**
 23 **380.5.**

24 Sec. 2453. (1) ~~If~~**Subject to subsection (3), if** a local health
 25 officer determines that control of an epidemic is necessary to
 26 protect the public health, the local health officer may issue an
 27 emergency order to prohibit the gathering of ~~people~~**persons** for any
 28 purpose and may establish procedures **in the emergency order** to be
 29 followed by persons, including a local governmental entity, during

1 the epidemic to ~~insure~~**ensure** continuation of essential public
2 health services and enforcement of health laws. Emergency
3 procedures ~~shall~~**are** not ~~be~~ limited to this code.

4 (2) A local health department or the department may provide
5 for the involuntary detention and treatment of individuals with
6 hazardous communicable disease in the manner prescribed in sections
7 5201 to ~~5238~~**5210**.

8 (3) If the local health officer issues an emergency order
9 under this section that limits the maximum number of spectators at
10 a sporting event carried on between 2 or more schools, the
11 emergency order must provide that the school hosting the sporting
12 event may allow more spectators than the maximum number described
13 in the emergency order if the additional spectators are relatives
14 of the students participating in the sporting event. As used in
15 this subsection, "school" means that term as defined in section
16 2253.