

# HOUSE BILL NO. 4440

May 06, 2025, Introduced by Reps. T. Carter, Weiss, McFall, Rheingans, Pohutsky, Hoskins, Price, Wilson, Martus, Brixie, Hope, Foreman, B. Carter, Breen, Rogers, Longjohn, Wegela, Young, McKinney, Skaggs, Wooden, Andrews, Mentzer, Paiz and Miller and referred to Committee on Economic Competitiveness.

A bill to amend 1974 PA 154, entitled  
"Michigan occupational safety and health act,"  
(MCL 408.1001 to 408.1094) by adding section 47.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 47. (1) The infectious disease worker safety commission  
2 is created in the department of labor and economic opportunity.

3       (2) The director of the department of labor and economic  
4 opportunity shall appoint the members of the commission. The  
5 commission must consist of the following members:

6       (a) Two individuals representing labor unions from 1 or more

1 of the following sectors:

2 (i) Health care.

3 (ii) Law enforcement.

4 (iii) Food delivery.

5 (b) One individual representing private sector management.

6 (c) One individual representing public sector management.

7 (d) Three individuals who work in health care and specialize  
8 in epidemiology or contagious diseases.

9 (e) Two individuals who work in health care and specialize in  
10 occupational safety and health.

11 (3) The director shall appoint the first members to the  
12 commission not later than 60 days after the effective date of the  
13 amendatory act that added this section.

14 (4) The director of the department of labor and economic  
15 opportunity shall appoint 2 of the first members to 1-year terms, 2  
16 of the first members to 2-year terms, and 5 of the first members to  
17 3-year terms. After the first appointments, the term of a member of  
18 the commission is 3 years or until a successor is appointed under  
19 subsection (2), whichever is later.

20 (5) If a vacancy occurs on the commission, the director shall  
21 appoint an individual to fill the vacancy for the balance of the  
22 term.

23 (6) The director may remove a member of the commission for  
24 incompetence, dereliction of duty, malfeasance, misfeasance, or  
25 nonfeasance in office, or any other good cause.

26 (7) The director shall call the first meeting of the  
27 commission. At the first meeting, the commission shall elect a  
28 member as a chairperson and may elect other officers that it  
29 considers necessary or appropriate. The commission shall meet at

1 least quarterly, or more frequently at the call of the chairperson  
2 or at the request of 5 or more members.

3 (8) A majority of the members of the commission constitutes a  
4 quorum for transacting business. A majority of the members serving  
5 is required for any action of the commission.

6 (9) A writing that is prepared, owned, used, possessed, or  
7 retained by the commission in performing an official function is  
8 subject to the freedom of information act, 1976 PA 442, MCL 15.231  
9 to 15.246.

10 (10) A member of the commission is not entitled to  
11 compensation for service on the commission, but the commission may  
12 reimburse a member for actual and necessary expenses incurred in  
13 serving.

14 (11) The commission shall do all of the following:

15 (a) Determine the best practices for employees during an  
16 emergency declared because of an infectious disease, including, but  
17 not limited to, all of the following:

18 (i) Appropriate personal protective equipment for use by  
19 employees.

20 (ii) The number and placement of handwashing and hand  
21 sanitizing stations.

22 (iii) Distancing requirements between employees and between  
23 employees and the public.

24 (iv) Any process or protocol that the commission believes is  
25 needed to protect the safety of employees and the public.

26 (b) Not later than 120 days after the effective date of the  
27 amendatory act that added this section, prepare a report of the  
28 determinations made under subdivision (a) and make the report  
29 available to the public on the department of labor and economic

1 opportunity's website.

2       (12) An employer shall post the report described in subsection  
3 (11)(b) in a conspicuous location at each of the employer's  
4 workplaces. If the employer does not post the report as required  
5 under this subsection, the employer shall not take disciplinary  
6 action or otherwise discriminate against an employee who leaves  
7 work or refuses to report to work during an emergency declared  
8 because of an infectious disease.