

SENATE BILL NO. 457

May 19, 2021, Introduced by Senators THEIS, DALEY, VICTORY, BARRETT, ZORN, BIZON, UNESTAD, HORN, OUTMAN, LASATA, VANDERWALL, MCBROOM and LAUWERS and referred to the Committee of the Whole.

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:

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

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

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

(4) The director shall not issue an emergency order under this section that requires a minor to receive a vaccination for COVID-19.

Sec. 2453. (1) ~~If~~**Except as otherwise provided in subsection (3), if** a local health officer determines that control of an epidemic is necessary to protect the public health, the local health officer may issue an emergency order to prohibit the gathering of people for any purpose and may establish procedures to be followed by persons, including a local governmental entity, during the epidemic to ~~insure~~**ensure** continuation of essential public health services and enforcement of health laws. Emergency procedures ~~shall~~**are** not ~~be~~ limited to this code.

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

(3) A local health officer shall not issue an emergency order under this section that requires a minor to receive a vaccination for COVID-19.