

# HOUSE BILL NO. 4728

April 29, 2021, Introduced by Reps. Bollin, Hornberger, Paquette, Lightner, Bellino, Steven Johnson, Beson, Roth, Maddock, Allor, Markkanen, Griffin, Eisen and Meerman and referred to the Committee on Education.

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~~**Except as otherwise provided in subsection**  
2 **(4), if** the director determines that control of an epidemic is  
3 necessary to protect the public health, the director by emergency

1 order may prohibit the gathering of people for any purpose and may  
2 establish procedures to be followed during the epidemic to ~~insure~~  
3 **ensure** continuation of essential public health services and  
4 enforcement of health laws. Emergency procedures ~~shall~~**are** not ~~be~~  
5 limited to this code.

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

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

15 (4) **An emergency order issued under this section shall not**  
16 **prohibit or otherwise limit a high school graduation commencement**  
17 **ceremony sponsored by a public or nonpublic school to honor the**  
18 **graduating class of 2020 or 2021 and that is held during the 2020-**  
19 **2021 school year.**

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

29 (2) A local health department or the department may provide

1 for the involuntary detention and treatment of individuals with  
2 hazardous communicable disease in the manner prescribed in sections  
3 5201 to ~~5238~~-5210.

4 (3) An emergency order issued under this section shall not  
5 prohibit or otherwise limit a high school graduation commencement  
6 ceremony sponsored by a public or nonpublic school to honor the  
7 graduating class of 2020 or 2021 and that is held during the 2020-  
8 2021 school year.