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PART 22. STATE DEPARTMENT OF PUBLIC HEALTH > § 333.2251. **Imminent danger to health or life, order to avoid, correct or remove; determination; order, contents and scope; failure to comply; petition to restrain condition or practice; menace to public health; determination; authority of director; definitions.**

Citation: **mcl 333.2226**

Section: **MCLS § 333.2251**

MCLS § 333.2251

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CHAPTER 333 HEALTH
PUBLIC HEALTH CODE
ARTICLE 2. ADMINISTRATION
PART 22. STATE DEPARTMENT OF PUBLIC HEALTH

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MCLS § 333.2251 (2004)

MCL § 333.2251

§ 333.2251. Imminent danger to health or life, order to avoid, correct or remove; determination; order, contents and scope; failure to comply; petition to restrain condition or practice; menace to public health; determination; authority of director; definitions.

Sec. 2251. (1) Upon a determination that an imminent danger to the health or lives of individuals exists in this state, the director immediately shall inform the individuals affected by the imminent danger and issue an order which shall be delivered to a person, authorized to avoid, correct, or remove the imminent danger or be posted at or near the imminent danger. The order shall incorporate the director's findings and require immediate action necessary to avoid, correct, or remove the imminent danger. The order may specify action to be taken or prohibit the presence of individuals in locations or under conditions where the imminent danger exists, except individuals whose presence is necessary to avoid, correct, or remove the imminent danger.

(2) Upon failure of a person to comply promptly with a department order issued under this section, the department may petition the circuit court having jurisdiction to restrain a condition or practice which the director determines causes the imminent danger or to require action to avoid, correct, or remove the imminent danger.

(3) If the director determines that conditions anywhere in this state constitute a menace to the public health, the director may take full charge of the administration of state and local health laws, rules, regulations, and ordinances applicable there.

(4) As used in this section:

(a) "Imminent danger" means a condition or practice exists which could reasonably be expected to cause death, disease, or serious physical harm immediately or before the imminence of the danger can be eliminated through enforcement procedures otherwise provided.

(b) "Person" means a person as defined in section 1106 or a governmental entity.

HISTORY: Act 368, 1978, p 865; eff September 30, 1978.

Pub Acts 1978, No. 368, § 2251, eff September 30, 1978.

Former Acts.

Former § 325.8 contained subject matter substantially similar to a portion of this section.

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