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Citation: **mcl 333.2226**

Section: **MCLS § 333.2241**

MCLS § 333.2241

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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 § 333.2241 (2004)

MCL § 333.2241

§ 333.2241. Power of inspection and investigation; application for warrant.

Sec. 2241. (1) To assure compliance with laws enforced by the department, the department may inspect, investigate, or authorize an inspection or investigation to be made of any matter, thing, premises, place, person, record, vehicle, incident, or event.

(2) The department may apply for an inspection or investigation warrant under section 2242 to carry out this section.

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

Pub Acts 1978, No. 368, § 2241, eff September 30, 1978.

Former Acts.

This section contains subject matter substantially similar to former §§ 125.526 and 125.527 .

NOTES:

Statutory references:

Section 2242, above referred to, is § 333.2242 .

Cross References:

Procurement of inspection or investigation warrant, § 333.2247.

ALR notes:

Duty and liability of owner or occupant of premises to building inspector upon premises

in discharge of his duty, 28 ALR3d 891.

Legal periodicals:

Shartsis, Casey and Abortion Rights in Michigan, 10 T. M. Cooley L Rev 313 (1993).

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warrant, issuance; affidavit.

Citation: **mcl 333.2226**

Section: **MCLS § 333.2242**

MCLS § 333.2242

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MCLS § 333.2242 (2004)

MCL § 333.2242

§ 333.2242. Inspection or investigation warrant, issuance; affidavit.

Sec. 2242. Upon receipt of an affidavit made on oath establishing grounds for issuing a warrant pursuant to section 2243, a magistrate shall issue an inspection or investigation warrant authorizing the department applying for the warrant to conduct an inspection or investigation.

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

Pub Acts 1978, No. 368, § 2242, eff September 30, 1978.

Former Acts.

This section contains substantially similar subject matter as former § 125.527 .

NOTES:

Statutory references:

Section 2243, above referred to, is § 333.2243 .

Legal periodicals:

Shartsis, Casey and Abortion Rights in Michigan, 10 T. M. Cooley L Rev 313 (1993).

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warrant; issuance; conditions.**

Citation: **mcl 333.2226**

Section: **MCLS § 333.2243**

MCLS § 333.2243

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MCLS § 333.2243 (2004)

MCL § 333.2243

§ 333.2243. Inspection or investigation warrant; issuance; conditions.

Sec. 2243. A magistrate shall issue an inspection or investigation warrant if either of the following exists:

(a) Reasonable legislative or administrative standards for conducting a routine or area inspection are satisfied with respect to the particular thing, premises, place, person, record, vehicle, incident, or event.

(b) There is reason to believe that noncompliance with laws enforced by the state or local health department may exist with respect to the particular thing, premises, place, person, record, vehicle, incident, or event.

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

Pub Acts 1978, No. 368, § 2243, eff September 30, 1978.

Former Acts.

Former § 125.527 contained substantially similar subject matter as this section.

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PART 22. STATE DEPARTMENT OF PUBLIC HEALTH > § 333.2244. **Finding of cause; basis; affidavit.**

Citation: **mcl 333.2226**

Section: **MCLS § 333.2244**

MCLS § 333.2244

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MCLS § 333.2244 (2004)

MCL § 333.2244

§ 333.2244. Finding of cause; basis; affidavit.

Sec. 2244. The magistrate's finding of cause shall be based on the facts stated in the affidavit. The affidavit may be based upon reliable information supplied to the applicant from a credible individual, named or unnamed, if the affidavit contains affirmative allegations that the individual spoke with personal knowledge of the matters contained in the affidavit.

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

Pub Acts 1978, No. 368, § 2244, eff September 30, 1978.

Former Acts.

This section contains substantially similar subject matter as former § 125.527 .

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warrant; direction; warrant contents.**

Citation: **mcl 333.2226**

Section: **MCLS § 333.2245**

MCLS § 333.2245

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MCLS § 333.2245 (2004)

MCL § 333.2245

§ 333.2245. Inspection or investigation warrant; direction; warrant contents.

Sec. 2245. An inspection or investigation warrant may be directed to the sheriff or any law enforcement officer, commanding the officer to assist the state or local health department in the inspection or investigation. A warrant shall designate and describe the location or thing to be inspected and the property or thing to be seized. The warrant shall state the grounds or cause for its issuance or a copy of the affidavit shall be attached to the warrant.

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

Pub Acts 1978, No. 368, § 2245, eff September 30, 1978.

Former Acts.

This section is substantially similar to a portion of former § 125.527 .

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Citation: **mcl 333.2226**

Section: **MCLS § 333.2246**

MCLS § 333.2246

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MCLS § 333.2246 (2004)

MCL § 333.2246

§ 333.2246. Execution of warrant; breaking into premises, when authorized.

Sec. 2246. The officer to whom an inspection or investigation warrant is directed or a person assisting the officer may break an outer or inner door or window of a house or building, or anything therein, to execute the warrant, if, after notice of his or her authority and purpose, the officer is refused admittance, or when necessary to liberate the officer or person assisting the officer in execution of the warrant.

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

Pub Acts 1978, No. 368, § 2246, eff September 30, 1978.

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