

If the petition circulator does not comply with all of the requirements of the Michigan election law for petition circulators, any signature obtained by that petition circulator on that petition is invalid and will not be counted.

INITIATION OF LEGISLATION

An initiation of legislation to amend Sections 2253 and 2453 of the Public Health Code, Public Act 368 of 1978, MCL 333.2253 and MCL 333.2453. The current Act authorizes the director of the department of health and human services and local health officers to determine that control of an infectious disease outbreak is necessary to protect the public health and issue emergency orders. This proposal would require determinations be in writing and would make an emergency order expire after 28 days unless the state legislature or a local governing body extends it.

For the full text of the proposed initiation of legislation to amend sections 2253 and 2453 of the Public Health Code, 1978 PA 368, MCL 333.2253 and MCL 333.2453, as amended by 2006 PA 157, see the reverse side of this petition.

We, the undersigned qualified and registered electors, residents in the county of _____, state of Michigan, respectively petition for initiation of legislation.

WARNING - A person who knowingly signs this petition more than once, signs a name other than his or her own, signs when not a qualified and registered elector, or sets opposite his or her signature on a petition, a date other than the actual date the signature was affixed, is violating the provisions of the Michigan election law.

SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	CITY OR TOWNSHIP	ZIP CODE	DATE OF SIGNING		
					MO	DAY	YEAR
1.							
2.							
3.							
4.							
5.							
6.							
7.							
8.							
9.							
10.							

CERTIFICATE OF CIRCULATOR

The undersigned circulator of the above petition asserts that he or she is 18 years of age or older and a United States citizen; that each signature on the petition was signed in his or her presence; that he or she has neither caused nor permitted a person to sign the petition more than once and has no knowledge of a person signing the petition more than once; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a registered elector of the city or township indicated preceding the signature, and the elector was qualified to sign the petition.

If the circulator is not a resident of Michigan, the circulator shall make a cross or check mark in the box provided, otherwise each signature on this petition sheet is invalid and the signatures will not be counted by a filing official. By making a cross or check mark in the box provided, the undersigned circulator asserts that he or she is not a resident of Michigan and agrees to accept the jurisdiction of this state for the purpose of any legal proceeding or hearing that concerns a petition sheet executed by the circulator and agrees that legal process served on the Secretary of State or a designated agent of the Secretary of State has the same effect as if personally served on the circulator.

WARNING - A circulator knowingly making a false statement in the above certificate, a person not a circulator who signs as a circulator, or a person who signs a name other than his or her own as circulator is guilty of a misdemeanor.

CIRCULATOR - Do not sign or date certificate until after circulating petition.

_____/_____/_____
 (Signature of Circulator) (Date)

 (Printed Name of Circulator)

 Complete Residence Address (Street and Number or Rural Route) [Do Not Enter a Post Office Box]

 (City or Township, State, Zip Code)

 (County of Registration, If Registered to Vote, of a Circulator who is not a Resident of Michigan)

INITIATION OF LEGISLATION

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Full text of the proposal (language that would be added is shown in capital letters and deleted language is struck out with a line)

An initiation of legislation to amend 1978 PA 368, entitled

"public health code,"

by amending sections 2253 and 2453 (MCL 333.2253 and MCL 333.2453), as amended by 2006 PA 157.

The People of the State of Michigan enact:

Sec. 2253. (1) If the director determines ~~IN WRITING~~ 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 continuation of essential public health services and enforcement of health laws. Emergency procedures shall not be limited to this code. ~~THE AUTHORITY OF THE DIRECTOR TO ISSUE, REVISE, REPLACE, AND ENFORCE AN EMERGENCY ORDER RELATED TO AN EPIDEMIC UNDER THIS SECTION SHALL CONTINUE FOR A PERIOD OF UP TO 28 DAYS AFTER THE DIRECTOR'S WRITTEN DETERMINATION THAT CONTROL OF THAT EPIDEMIC IS NECESSARY TO PROTECT THE PUBLIC HEALTH. AFTER THIS 28-DAY PERIOD, ANY EMERGENCY ORDER UNDER THIS SECTION RELATED TO THAT EPIDEMIC IS AUTOMATICALLY RESCINDED AND UNENFORCEABLE AND ANY NEW EMERGENCY ORDER UNDER THIS SECTION RELATED TO THAT EPIDEMIC SHALL NOT BE ISSUED UNLESS A REQUEST BY THE DIRECTOR FOR AN EXTENSION OF TIME TO ISSUE, REVISE, REPLACE, AND ENFORCE AN EMERGENCY ORDER RELATED TO THAT EPIDEMIC FOR A SPECIFIC NUMBER OF DAYS IS APPROVED BY RESOLUTION OF BOTH HOUSES OF THE LEGISLATURE.~~

(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 shall cooperate with and assist the director in the director's response to the epidemic.

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

Sec. 2453. (1) If a local health officer determines ~~IN WRITING~~ 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 continuation of essential public health services and enforcement of health laws. Emergency procedures shall not be limited to this code. ~~THE AUTHORITY OF THE LOCAL HEALTH OFFICER TO ISSUE, REVISE, REPLACE, AND ENFORCE AN EMERGENCY ORDER RELATED TO AN EPIDEMIC UNDER THIS SECTION SHALL CONTINUE FOR A PERIOD OF UP TO 28 DAYS AFTER THE LOCAL HEALTH OFFICER'S WRITTEN DETERMINATION THAT CONTROL OF THAT EPIDEMIC IS NECESSARY TO PROTECT THE PUBLIC HEALTH. AFTER THIS 28-DAY PERIOD, ANY EMERGENCY ORDER UNDER THIS SECTION RELATED TO THAT EPIDEMIC IS AUTOMATICALLY RESCINDED AND UNENFORCEABLE AND ANY NEW EMERGENCY ORDER UNDER THIS SECTION RELATED TO THAT EPIDEMIC SHALL NOT BE ISSUED UNLESS A REQUEST BY THE LOCAL HEALTH OFFICER FOR AN EXTENSION OF TIME TO ISSUE, REVISE, REPLACE, AND ENFORCE AN EMERGENCY ORDER FOR A SPECIFIC NUMBER OF DAYS IS APPROVED BY RESOLUTION OF THE LOCAL GOVERNING ENTITY OF THE LOCAL HEALTH DEPARTMENT OR, IN THE CASE OF A LOCAL HEALTH OFFICER FROM A DISTRICT HEALTH DEPARTMENT, THE DISTRICT BOARD OF HEALTH.~~

(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.