

HOUSE BILL No. 4719

May 3, 2001, Introduced by Rep. Birkholz and referred to the Committee on Land Use and Environment.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 12541 (MCL 333.12541).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 12541. The local health officer or an authorized rep-
2 resentative of the local health department having jurisdiction
3 ~~may~~ SHALL, ON A WEEKLY BASIS DURING THE SWIMMING SEASON, test
4 and otherwise evaluate the quality of water at bathing beaches
5 open to the public to determine whether the water is safe for
6 bathing purposes. If, based upon the standards prescribed by the
7 rules promulgated under section 12544, the health officer or the
8 authorized representative determines THAT the water is unsafe for
9 bathing, he or she may petition the circuit court of the county
10 in which the beach is located for an injunction ordering the
11 person owning or operating the bathing beach to close the beach

1 for use by bathers or ORDERING other measures that the court
2 ~~deems~~ CONSIDERS proper to keep persons from entering ~~thereon~~
3 ON THE BEACH. The court may grant an injunction if circumstances
4 warrant it.