

# HOUSE BILL NO. 5708

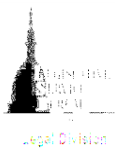
April 16, 2020, Introduced by Rep. Sheppard and referred to the Committee on Government Operations.

A bill to amend 1976 PA 390, entitled  
"Emergency management act,"  
by amending section 3 (MCL 30.403), as amended by 2002 PA 132.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 3. (1) The governor is responsible for coping with  
2 dangers to this state or the people of this state presented by a  
3 disaster or emergency.

4           (2) The governor may issue executive orders, proclamations,  
5 and directives having the force and effect of law to implement this  
6 act. Except as provided in section 7(2), an executive order,



1 proclamation, or directive may be amended or rescinded by the  
2 governor.

3 (3) The governor shall, by executive order or proclamation,  
4 declare a state of disaster if he or she finds a disaster has  
5 occurred or the threat of a disaster exists. The state of disaster  
6 shall continue until the governor finds that the threat or danger  
7 has passed, the disaster has been dealt with to the extent that  
8 disaster conditions no longer exist, or until the declared state of  
9 disaster has been in effect for ~~28~~**14** days. After ~~28~~**14** days, the  
10 governor shall issue an executive order or proclamation declaring  
11 the state of disaster terminated, unless a request by the governor  
12 for an extension of the state of disaster for a specific number of  
13 days is approved by resolution of both houses of the legislature.  
14 An executive order or proclamation issued pursuant to this  
15 subsection shall indicate the nature of the disaster, the area or  
16 areas threatened, the conditions causing the disaster, and the  
17 conditions permitting the termination of the state of disaster. An  
18 executive order or proclamation shall be disseminated promptly by  
19 means calculated to bring its contents to the attention of the  
20 general public and shall be promptly filed with the emergency  
21 management division of the department and the secretary of state,  
22 unless circumstances attendant upon the disaster prevent or impede  
23 its prompt filing.

24 (4) The governor shall, by executive order or proclamation,  
25 declare a state of emergency if he or she finds that an emergency  
26 has occurred or that the threat of an emergency exists. The state  
27 of emergency shall continue until the governor finds that the  
28 threat or danger has passed, the emergency has been dealt with to  
29 the extent that emergency conditions no longer exist, or until the



1 declared state of emergency has been in effect for ~~28~~**14** days.  
2 After ~~28~~**14** days, the governor shall issue an executive order or  
3 proclamation declaring the state of emergency terminated, unless a  
4 request by the governor for an extension of the state of emergency  
5 for a specific number of days is approved by resolution of both  
6 houses of the legislature. An executive order or proclamation  
7 issued pursuant to this subsection shall indicate the nature of the  
8 emergency, the area or areas threatened, the conditions causing the  
9 emergency, and the conditions permitting the termination of the  
10 state of emergency. An executive order or proclamation shall be  
11 disseminated promptly by means calculated to bring its contents to  
12 the attention of the general public and shall be promptly filed  
13 with the emergency management division of the department and the  
14 secretary of state, unless circumstances attendant upon the  
15 emergency prevent or impede its prompt filing.

