

Legislative Analysis



NOTICE TO LEGISLATURE UNDER MIOSHA

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House Bill 6198 as reported from committee

Sponsor: Rep. Steven Johnson

Committee: Oversight

Complete to 6-29-22

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 6198 would add a new section to the Michigan Occupational Safety and Health Act (MIOSHA). Under the act, the Department of Labor and Economic Opportunity (LEO) may, after determining that an imminent danger exists in a place of employment, issue an order to require that steps be taken as necessary to avoid, correct, or remove the imminent danger. If the employer fails to promptly comply with the order, LEO must petition the circuit court having jurisdiction to restrain a condition or practice in the place of employment that LEO has determined to cause the imminent danger.

The bill would additionally provide that, no later than 24 hours after LEO petitions a circuit court as described above, LEO must submit a written notice to the clerk of the House and the secretary of the Senate that includes, at a minimum, the details of the petition.

Proposed MCL 408.1032

FISCAL IMPACT:

House Bill 6198 would have a negligible fiscal impact on the Department of Labor and Economic Opportunity, given the limited number of notices that the department would need to submit. The bill would not have a fiscal impact on any other units of state or local government.

POSITIONS:

A representative of the Mackinac Center for Public Policy testified in support of the bill. (6-15-22)

NFIB indicated support for the bill. (6-21-22)

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.