



## Section I: Powers and Duties

### Attachment B

#### SELECTION OF LAWS APPLICABLE TO LOCAL PUBLIC HEALTH (LPH)

##### **Public Health Code (Public Act 368 of 1978, as amended)**

MCL § 333.1105 – Definition of "Local Public Health Department"

MCL § 333.1111 – Protection of the health, safety, and welfare

Part 22 (MCL §§ 333.2201 *et seq.*) – State Departments

Part 23 (MCL §§ 333.2301 *et seq.*) – Basic Health Services

Part 24 (MCL §§ 333.2401 *et seq.*) – Local Health Departments

Part 51 (MCL §§ 333.5101 *et seq.*) – Prevention and Control of Diseases and Disabilities

Part 52 (MCL §§ 333.5201 *et seq.*) – Hazardous Communicable Diseases

MCL § 333.5923 – HIV Testing and Counseling Costs

MCL § 333.9131 – Family Planning Services

Part 92 (MCL §§ 333.9201 *et seq.*) – Immunization

Part 93 (MCL §§ 333.9301 *et seq.*) – Hearing and Vision Testing and Screening

MCL § 333.11101 – Reporting of Prohibited Donation or Sale of Blood Products

Part 125 (MCL §§ 333.12501 *et seq.*) – Campgrounds and Public Swimming Pools

Part 127 (MCL §§ 333.12701 *et seq.*) – Water Supply and Sewer Systems

Part 138 (MCL §§ 333.13801 *et seq.*) – Medical Waste

MCL § 333.17015 – Informed Consent

##### **Appropriations (Current as of April 2025: Public Act 121 of 2024)**

Sec. 218 – Basic Services

Sec. 1222– Essential Local Public Health Services (ELPHS)

##### **Michigan Office of Attorney General (OAG) Opinions**

OAG, 1987-1988, No. 6415 – Legislative authority to determine appropriations for local health services

OAG, 1987-1988, No. 6501 – Reimbursement of local department for required and allowable services

OAG, 1989-1990, No. 6650 – LHD procedures for establishing sanitation fees for food service establishments

OAG, 1995-1995, No. 6891 – Application of Administrative Procedures Act of 1969 (APA) to LHD

OAG, 2007, No. 7205 – LHD's authority concerning immunization requirements

##### **Food Law (Public Act 92 of 2000, as amended)**

MCL § 289.1109 – Definition of "Local Health Department"

MCL § 289.3103, *et seq.* – Enforcement, Delegation to Local Health Department

##### **Natural Resources and Environmental Protection Act (Public Act 451 of 1994, as amended)**

Part 31 (MCL §§ 324.3101, *et seq.*) – Water Resources Protection

Water Resources Protection, Part 22 (R 323.2201, *et seq.*) – Groundwater Quality Rules (on-site wastewater treatment)

Part 117 (MCL §§ 324.11701, *et seq.*) – Septage Waste Services

##### **Land Division Act (Public Act 288 of 1967, as amended)**

MCL § 560.105(g) – Preliminary Plat Approvals

MCL § 560.109a – Parcels Less Than One Acre

For technical assistance, please contact Jim Rutherford at 517.230.4095 or [RutherfordJ2@michigan.gov](mailto:RutherfordJ2@michigan.gov)



## **Section I: Powers and Duties**

MCL § 560.118 – Health Department Approval

### **Condominium Act (Public Act 59 of 1978, as amended)**

MCL § 559.171a – Approval of Condominium Project Not Served by Public Sewer and Water

### **Safe Drinking Water Act (Public Act 399 of 1976, as amended)**

MCL § 325.1016 – Agreements to Administer Act; Public Water Supplies

This document may serve as a survey of appropriate laws but may not be considered exhaustive or as a limit to responsibilities required by law.



## Section I: Powers and Duties

### Attachment C

#### Public Health Code (P.A. 368 of 1978):

#### **333.2475 Reimbursement for costs of services; equitable distribution; schedule; local expenditure in excess of prior appropriation.**

Sec. 2475.

(1) The department shall reimburse local governing entities for the reasonable and allowable costs of required and allowable health services delivered by the local governing entity as provided by this section. Subject to the availability of funds actually appropriated reimbursements shall be made in a manner to provide equitable distribution among the local governing entities and pursuant to the following schedule beginning in the second state fiscal year beginning on or after the effective date of this part:

- (a) First year, 20%.
- (b) Second year, 30%.
- (c) Third year, 40%.
- (d) Fourth year and thereafter, 50%.

(2) Until the 50% level is reached, a local governing entity is not required to provide for required services if the local expenditure necessary to provide the services is greater than those funds appropriated and expended in the full state fiscal year immediately before the effective date of this part.