

HOUSE BILL No. 5262

October 6, 2005, Introduced by Reps. Lemmons, III and Lemmons, Jr. and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1976 PA 390, entitled "Emergency management act," (MCL 30.401 to 30.421) by amending the title, as amended by 1990 PA 50, and by adding section 12a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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TITLE

An act to provide for planning, mitigation, response, and recovery from natural and human-made disaster within **OR OUTSIDE OF** this state; to create the Michigan emergency management advisory council and prescribe its powers and duties; to prescribe the powers and duties of certain state and local agencies and officials; to prescribe immunities and liabilities; to provide for the acceptance of gifts; **AND** to repeal ~~certain~~ acts and parts of

1 acts. ~~and to repeal certain parts of the act.~~

2 SEC. 12A. (1) A MUNICIPALITY MAY GRANT AN EMPLOYEE LEAVE WITH
3 PAY TO PROVIDE DISASTER OR EMERGENCY RELIEF SERVICES WITHIN OR
4 OUTSIDE OF THIS STATE. FOR PURPOSES OF THIS SECTION, "DISASTER OR
5 EMERGENCY RELIEF SERVICES" MEANS SERVICES TO ALLEVIATE THE EFFECTS
6 OF AN OFFICIALLY DECLARED NATIONAL DISASTER, SUCH AS A FLOOD,
7 EARTHQUAKE, OR ACT OF TERRORISM.

8 (2) A MUNICIPALITY SHALL NOT PENALIZE, REQUIRE THE USE OF
9 ACCUMULATED LEAVE TIME, OR OTHERWISE TAKE ADVERSE ACTION AGAINST AN
10 EMPLOYEE WHO TAKES A LEAVE OF ABSENCE THAT THE MUNICIPALITY GRANTS
11 UNDER THIS SECTION TO PROVIDE DISASTER OR EMERGENCY RELIEF
12 SERVICES.