

Legislative Analysis



ORDER TO VACATE A DWELLING

Phone: (517) 373-8080
<http://www.house.mi.gov/hfa>

House Bill 6193 as introduced
Sponsor: Rep. Andrew Fink
Committee: Oversight
Complete to 6-15-22

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

SUMMARY:

House Bill 6193 would amend the Housing Law of Michigan to update current provisions requiring that infected and uninhabitable dwellings be vacated. Under the bill, a health officer or other appropriate public official, as the mayor may designate, could issue an order requiring all occupants of a dwelling to vacate it if an inspector or officer of a local health department certified that any of the following applied:

- The dwelling is infected with a contagious disease.
- The dwelling is unfit for human habitation.
- The dwelling is dangerous to life or health because it is in disrepair.
- There are defects in the drainage, plumbing, lighting, ventilation, or construction.
- A nuisance on the premises is likely to cause sickness among the occupants.

An order could no longer require the occupants to vacate the dwelling for any cause.

The bill would retain the current time frame for the occupants to vacate the dwelling—not less than 24 hours or more than 10 days—and a requirement that the order to vacate must state the reasons why. The bill would also retain, but update, provisions allowing the health officer or a designated public official to cause the dwelling to be vacated and to revoke the order or extend it if he or she is satisfied that the danger from the dwelling has ceased to exist or that the dwelling is fit for human habitation.

MCL 125.485

FISCAL IMPACT:

A fiscal analysis is in progress.

Legislative Analyst: Susan Stutzky
Fiscal Analyst: Viola Bay Wild

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