

DEPARTMENT OF HEALTH AND HUMAN SERVICES

BUREAU OF LEGAL AND POLICY AFFAIRS

PERMANENT RULE CREATING A SCHEDULE OF MONETARY PENALTIES UNDER MCL
333.2262

Filed with the secretary of state on

These rules become effective 7 days after filing with the secretary of state.

(By authority conferred on the director of the department of health and human services by section 2262 of the public health code, 1978 PA 368, MCL 333.2262)

R 325.101 and R 325.102 of the Michigan Administrative Code are added, as follows:

R 325.101 Definitions.

Rule 1. As used in these rules:

- (a) "Code" means the public health code, 1978 PA 368, MCL 333.1101 to 333.25211.
- (b) "Department" means the department of health and human services.

R 325.102 Assessment of monetary civil penalty; additional penalty by calendar day; multiple separate violations assessment.

Rule 2. (1) Unless otherwise provided, the department may assess a monetary civil penalty of \$1,000.00 for each violation of any of the following that the department has the authority and duty to enforce:

- (a) The code.
- (b) A rule promulgated under the code.
- (c) An order issued under the code.

(2) The department may assess an additional monetary civil penalty of \$1,000.00 for every calendar day that each violation continues.

(3) Where multiple separate violations occur in a single calendar day, the department may assess civil monetary penalties of \$1,000.00 for each violation.

November 8, 2021