

HOUSE BILL No. 5930

March 30, 2006, Introduced by Reps. Schuitmaker, Mortimer, Gaffney, Newell, Nofs and Jones and referred to the Committee on Family and Children Services.

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 6 (MCL 722.626), as amended by 1984 PA 418.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 6. (1) If a child suspected of being abused or neglected
2 is admitted to a hospital or brought to a hospital for outpatient
3 services and the attending physician determines that the release of
4 the child would endanger the child's health or welfare, the
5 attending physician shall notify the person in charge and the
6 department. The person in charge may detain the child in temporary
7 protective custody until the next regular business day of the
8 probate court, at which time the probate court shall order the
9 child detained in the hospital or in some other suitable place

1 pending a preliminary hearing as required by section 14 of chapter
2 12A of ~~Act No. 288 of the Public Acts of 1939, as amended, being~~
3 ~~section 712A.14 of the Michigan Compiled Laws~~ **THE PROBATE CODE OF**
4 **1939, 1939 PA 288, MCL 712A.14**, or order the child released to the
5 child's parent, guardian, or custodian.

6 (2) When a child suspected of being an abused or neglected
7 child is seen by a physician, the physician shall make the
8 necessary examinations, which may include physical examinations, x-
9 rays, photographs, laboratory studies, and other pertinent studies.
10 The physician's written report to the department shall contain
11 summaries of the evaluation, including medical test results.

12 (3) If a report is made by a person other than a physician, or
13 if the physician's report is not complete, the department may
14 request a court order for a medical evaluation of the child. The
15 department shall have a medical evaluation made without a court
16 order if ~~the child's health is seriously endangered and a court~~
17 ~~order cannot be obtained.~~ **EITHER OF THE FOLLOWING OCCURS:**

18 **(A) THE CHILD'S HEALTH IS SERIOUSLY ENDANGERED AND A COURT**
19 **ORDER CANNOT BE OBTAINED.**

20 **(B) THE CHILD IS DISPLAYING SYMPTOMS SUSPECTED TO BE THE**
21 **RESULT OF EXPOSURE TO OR CONTACT WITH METHAMPHETAMINE PRODUCTION.**
22 **SYMPTOMS SUSPECTED TO BE A RESULT OF EXPOSURE TO OR CONTACT WITH**
23 **METHAMPHETAMINE PRODUCTION INCLUDE, BUT ARE NOT LIMITED TO,**
24 **RESPIRATORY DISTRESS OR BREATHING DIFFICULTY; RED, WATERING, OR**
25 **BURNING EYES; CHEMICAL OR FIRE BURN; ALTERED GAIT, STAGGERING, OR**
26 **FALLING; OR SLURRED SPEECH.**