



HOUSE BILL No. 5799

April 23, 1996, Introduced by Reps. McManus, Goschka, DeMars, Horton, Rocca, Gnodtke, Gernaat, Gustafson, Lowe, Whyman, Sikkema, Perricone, DeLange, Geiger, Bodem, Cropsey, Jellema, Kukuk, Green, Weeks, Rhead, Jaye, Ciaramitaro, Pitoniak, Gagliardi, Owen, Jamian, Middaugh, Kelly, McBryde, Ryan, Byl, Hill, Law, Hammerstrom, Bullard, Mathieu, Griffin, Harder, London, Walberg, Porreca, Palamara, Dalman, Alley, Nye, Olshove, Jersevic, Voorhees, Llewellyn, Randall, McNutt, LeTarte, Baade, Brackenridge and Kaza and referred to the Committee on Health Policy.

A bill to amend Act No. 368 of the Public Acts of 1978,
entitled as amended

"Public health code,"

as amended, being sections 333.1101 to 333.25211 of the Michigan
Compiled Laws, by adding section 2837.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 368 of the Public Acts of 1978, as
2 amended, being sections 333.1101 to 333.25211 of the Michigan
3 Compiled Laws, is amended by adding section 2837 to read as
4 follows:

5 SEC. 2837. (1) THE DEPARTMENT SHALL DO ALL OF THE
6 FOLLOWING:

7 (A) PROMULGATE RULES REQUIRING A PHYSICIAN TO FILE A WRITTEN
8 REPORT WITH THE LOCAL PUBLIC HEALTH DEPARTMENT REGARDING A
9 PATIENT WHO COMES UNDER THE PHYSICIAN'S PROFESSIONAL CARE AND WHO

1 SUFFERS A PHYSICAL COMPLICATION OR DEATH THAT IS A PRIMARY,
2 SECONDARY, OR TERTIARY RESULT OF AN ABORTION.

3 (B) SUMMARIZE AGGREGATE DATA FROM THE REPORTS REQUIRED UNDER
4 SUBDIVISION (A) FOR PURPOSES OF INCLUSION INTO THE ANNUAL STATIS-
5 TICAL REPORT ON ABORTION REQUIRED UNDER SECTION 2835.

6 (C) DESTROY EACH INDIVIDUAL REPORT REQUIRED BY THIS SECTION
7 AND ANY COPIES OF THE REPORT AFTER RETAINING THE REPORT FOR 5
8 YEARS AFTER IT IS RECEIVED.

9 (2) THE DEPARTMENT SHALL PROMULGATE THE RULES REQUIRED UNDER
10 SUBSECTION (1)(A) IN SUCH A MANNER AS TO AMEND THE APPROVED FORM
11 FOR REPORTING VENEREAL DISEASE PROVIDED UNDER R 325.3403 OF THE
12 MICHIGAN ADMINISTRATIVE CODE TO INCORPORATE THE REPORTING
13 REQUIREMENTS OF SUBSECTION (1)(A), AND SHALL SPECIFY IN THE RULES
14 THAT A PHYSICIAN FILING A REPORT REGARDING A PHYSICAL COMPLICA-
15 TION FROM ABORTION REQUIRED UNDER THIS SECTION SHALL NOT INCLUDE
16 THE NAME OR ADDRESS OF THE PATIENT WHO IS THE SUBJECT OF THE
17 REPORT OR ANY OTHER INFORMATION THAT COULD REASONABLY BE EXPECTED
18 TO IDENTIFY THE SUBJECT OF THE REPORT.

19 Section 2. This amendatory act shall not take effect unless
20 Senate Bill No. _____ or House Bill No. 5797 (request
21 no. 05378'95) of the 88th Legislature is enacted into law.