

**SUBSTITUTE FOR
SENATE BILL NO. 728**

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending sections 9201, 9204, 9207, and 9227 (MCL 333.9201,
333.9204, 333.9207, and 333.9227), sections 9201 and 9227 as
amended and section 9207 as added by 1996 PA 540.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9201. (1) As used in this part:

2 (a) "Camping" means attendance at a residential, day, troop,
3 or travel camp conducted for more than 4 school-age children, apart
4 from their parents, guardians, or persons in loco parentis for 5 or
5 more days or parts of days in a 14-day period.

6 (b) "Immunizing agent" means a vaccine, antibody preparation,
7 or other substance used to increase an individual's immunity to a
8 disease or infectious agent.

1 (c) "Infectious agent" means that term as defined in R
2 325.9031 of the Michigan administrative code.

3 (D) "REGISTRY" MEANS THE CHILDHOOD IMMUNIZATION REGISTRY OR
4 MICHIGAN CARE IMPROVEMENT REGISTRY ESTABLISHED UNDER SECTION 9207.

5 (2) In addition, article 1 contains general definitions and
6 principles of construction applicable to all articles in this code.

7 Sec. 9204. A health professional other than a physician may
8 administer an immunizing agent ~~when authorized by a local health~~
9 ~~department and when~~ **AS LONG AS** the agent is **BEING** administered
10 under the direction of a physician.

11 Sec. 9207. (1) The department shall establish a registry, to
12 be known as the "childhood immunization registry", to record
13 information regarding immunizations performed under this part.
14 **BEGINNING AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED**
15 **SECTION 9227(2), THE "CHILDHOOD IMMUNIZATION REGISTRY" SHALL BE**
16 **KNOWN AS THE "MICHIGAN CARE IMPROVEMENT REGISTRY"**. The department
17 shall enter information received under sections 2821 and 9206 in
18 the registry.

19 (2) The information contained in the ~~childhood immunization~~
20 registry is subject to the confidentiality and disclosure
21 requirements of ~~this section and~~ sections 2637 and 2888 and to
22 the rules promulgated under section 9227. The department may access
23 the information contained in the ~~childhood immunization~~ registry
24 when necessary to fulfill its duties under this ~~part~~ **CODE**.

25 ~~— (3) The department shall use the information in the childhood~~
26 ~~immunization registry only for immunization purposes. The~~
27 ~~department shall delete information in the childhood immunization~~

Senate Bill No. 728 (S-1) as amended March 2, 2006

1 registry pertaining to an individual child immediately upon the
2 child reaching the age of 20.

**[(3) UPON RECEIPT OF A WRITTEN REQUEST FROM AN INDIVIDUAL WHO IS 20
YEARS OF AGE OR OLDER, THE DEPARTMENT SHALL MAKE ANY IMMUNIZATION
INFORMATION IN THE REGISTRY PERTAINING TO THAT INDIVIDUAL INACCESSIBLE.
THE WRITTEN REQUEST SHALL BE IN A FORM PRESCRIBED OR OTHERWISE AUTHORIZED
BY THE DEPARTMENT.]**

3 Sec. 9227. (1) The department shall promulgate rules to
4 implement this part, including, but not limited to, rules governing
5 all of the following:

6 (a) Age periods for immunizations.

7 (b) The minimum ages at which immunization may be commenced.

8 (c) The minimum number of doses required during a specified
9 time period.

10 (d) Minimum levels of immunization for children in school.

11 (e) Reporting under section 9206(3).

12 (f) The acquisition, maintenance, and dissemination of
13 information contained in the ~~childhood immunization~~ registry
14 established under section 9207.

15 (2) **THE DEPARTMENT SHALL PROMULGATE RULES TO IMPLEMENT THE
16 EXPANSION OF THE REGISTRY TO INCLUDE THE REPORTING AND RECORDING OF
17 ADDITIONAL INFORMATION SUCH AS LEAD SCREENING PERFORMED ON
18 CHILDREN.**