

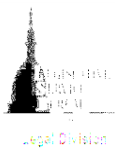
HOUSE BILL NO. 5753

April 30, 2020, Introduced by Reps. Tyrone Carter and Cynthia Johnson and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 5111 (MCL 333.5111), as amended by 2016 PA 64,
and by adding section 5111a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5111. (1) In carrying out its authority under this
2 article, the department shall maintain a list of reportable
3 diseases, infections, and disabilities that designates and
4 classifies communicable, serious communicable, chronic, or
5 noncommunicable diseases, infections, and disabilities. The



1 department shall review and revise the list under this subsection
2 at least annually.

3 (2) In carrying out its authority under this article, the
4 department may promulgate rules to do any of the following:

5 (a) ~~Establish~~ **Except as otherwise provided in section 5111a,**
6 **establish** requirements for reporting and other surveillance methods
7 for measuring the occurrence of diseases, infections, and
8 disabilities and the potential for epidemics. Rules promulgated
9 under this subdivision may require a licensed health professional
10 or health facility to submit to the department or a local health
11 department, on a form provided by the department, a report of the
12 occurrence of a communicable disease, serious communicable disease
13 or infection, or disability. The rules promulgated under this
14 subdivision may require a report to be submitted to the department
15 not more than 24 hours after a licensed health professional or
16 health facility determines that an individual has a serious
17 communicable disease or infection.

18 (b) Investigate cases, epidemics, and unusual occurrences of
19 diseases, infections, and situations with a potential for causing
20 diseases.

21 (c) Establish procedures for controlling diseases and
22 infections, including, but not limited to, immunization and
23 environmental controls.

24 (d) Establish procedures for preventing, detecting, and
25 treating disabilities and rehabilitating individuals suffering from
26 disabilities or disease, including nutritional problems.

27 (e) Establish procedures for controlling rabies and the
28 disposition of nonhuman agents carrying disease, including rabid
29 animals.



1 (f) Establish procedures for reporting known or suspected
2 cases of lead poisoning or undue lead body burden.

3 (g) Designate communicable diseases or serious communicable
4 diseases or infections for which local health departments are
5 required to furnish care, including, but not limited to,
6 tuberculosis and sexually transmitted infection.

7 (h) Implement this part and parts 52 and 53, including, but
8 not limited to, rules for discovering, caring for, and reporting an
9 individual having or suspected of having a communicable disease or
10 a serious communicable disease or infection, and establishing
11 approved tests under section 5123 and approved prophylaxes under
12 section 5125.

13 (3) The department shall promulgate rules providing for the
14 confidentiality of reports, records, and data pertaining to
15 testing, care, treatment, reporting, and research associated with
16 communicable diseases and serious communicable diseases or
17 infections.

18 **Sec. 5111a. (1) The department shall promulgate rules**
19 **establishing requirements for reporting the occurrence of a**
20 **qualified disease during a state of emergency or state of disaster**
21 **declared by the governor in response to the qualified disease and**
22 **for 90-days after the expiration of the state of emergency or state**
23 **of disaster. The rules promulgated under this section must require**
24 **a hospital to submit to the department, on a form provided by the**
25 **department, a report that contains all of the following**
26 **information:**

27 (a) Demographic data for each individual treated by the
28 hospital who tests positive for the qualified disease or who died
29 from the qualified disease.



1 (b) The number of individuals treated by the hospital who died
2 from the qualified disease.

3 (c) The number of individuals who attempted to obtain
4 treatment from the hospital for the qualified disease.

5 (d) The number of individuals admitted for the treatment of
6 the qualified disease.

7 (e) The number of individuals who attempted to get tested at
8 the hospital for the qualified disease and were turned away.

9 (2) The report described in this section must be submitted to
10 the department in a time frame and manner required by the
11 department.

12 (3) The department shall do all of the following with the
13 information received by it under this section:

14 (a) Compile the information by county and by municipality.

15 (b) Publish the information on the department's website and
16 update the information on its website on a daily basis.

17 (c) Report the information to the governor and to the house
18 and senate standing committees on health policy.

19 (4) As used in this section:

20 (a) "Coronavirus" means coronavirus disease 2019 (COVID-19).

21 (b) "Demographic data" includes, but is not limited to, an
22 individual's age, ethnicity, gender, and race.

23 (c) "Qualified disease" means coronavirus or another
24 communicable disease or serious communicable disease or infection.

