

# HOUSE BILL NO. 5881

March 08, 2022, Introduced by Reps. Whitsett, Calley and Yaroch and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
(MCL 333.1101 to 333.25211) by adding section 17519.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           **Sec. 17519. (1) Beginning January 1, 2023, a physician shall**  
2 **not perform breast implant surgery on a patient without first**  
3 **providing the patient with and discussing all of the following and**  
4 **obtaining the patient's written, informed consent:**

5           **(a) A description of the risks associated with breast implants**

1 and a description of the surgical procedure used in breast implant  
2 surgery.

3 (b) Manufacturer patient information materials on the breast  
4 implant that will be used in the breast implant surgery, including,  
5 but not limited to, warning requirements prescribed by the United  
6 States Food and Drug Administration.

7 (c) The informed consent checklist described in section 17019.

8 (d) Information on how the patient can report an adverse event  
9 associated with a breast implant through the United States Food and  
10 Drug Administration's medical product safety reporting program or a  
11 similar program approved by the board.

12 (2) The information described in subsection (1) may be  
13 provided to a patient in writing or in electronic form. The  
14 information described in subsection (1) must be based on  
15 information that is generally available to physicians who  
16 specialize in breast implant surgery at the time the information is  
17 provided to the patient.

18 (3) As used in this section, "breast implant surgery" means  
19 the surgical placement of a cosmetic breast implant.

20 Enacting section 1. This amendatory act does not take effect  
21 unless Senate Bill No. \_\_\_\_ or House Bill No. 5880 (request no.  
22 02733'21) of the 101st Legislature is enacted into law.