DETERMINATION OF DEATH ACT

Act 90 of 1992

AN ACT to provide for the determination of death; and to repeal certain acts and parts of acts.

History: 1992, Act 90, Imd. Eff. June 4, 1992

The People of the State of Michigan enact:

333.1031 Short title.

Sec. 1.

This act shall be known and may be cited as the "determination of death act".

History: 1992, Act 90, Imd. Eff. June 4, 1992

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333.1032 Definitions.

Sec. 2.

As used in this act:

(a) "Physician" means a person licensed as a physician under part 170 or part 175 of the public health code, Act No. 368 of the Public Acts of 1978, being sections 333.17001 to 333.17088 and 333.17501 to 333.17556 of the Michigan Compiled Laws.

(b) "Registered nurse" means a person licensed as a registered professional nurse under part 172 of the public health code, Act No. 368 of the Public Acts of 1978, being sections 333.17201 to 333.17242 of the Michigan Compiled Laws.

History: 1992, Act 90, Imd. Eff. June 4, 1992

333.1033 Determination of death; conditions; accepted medical standards; persons authorized to pronounce death of person.

Sec. 3.

(1) An individual who has sustained either of the following is dead:

(a) Irreversible cessation of circulatory and respiratory functions.

(b) Irreversible cessation of all functions of the entire brain, including the brain stem.

(2) A determination of death shall be made in accordance with accepted medical standards.

(3) A physician or registered nurse may pronounce the death of a person in accordance with this act. This subsection does not prohibit a health facility or agency licensed under article 17 of the public health code, Act No. 368 of the Public Acts of 1978, being sections 333.20101 to 333.22260 of the Michigan Compiled Laws, from determining which of its medical personnel may pronounce the death of a person in that health facility or agency.

History: 1992, Act 90, Imd. Eff. June 4, 1992

333.1034 Repeal of MCL 333.1021 to 333.1024.

Sec. 4.

Act No. 124 of the Public Acts of 1979, being sections 333.1021 to 333.1024 of the Michigan Compiled Laws, is repealed.

History: 1992, Act 90, Imd. Eff. June 4, 1992

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