

HOUSE BILL No. 6091

April 28, 2010, Introduced by Reps. Green, Liss, Haase, Constan, Slavens, Meekhof, Roy Schmidt, Terry Brown, Espinoza, Scripps, Kennedy, Miller, Johnson, Huckleberry, Donigan, Rogers, Kowall, Marleau, Hildenbrand, Elsenheimer, Schuitmaker, Denby, Rick Jones, Crawford, Lori, Haines, Pearce, Ball, Booher, Wayne Schmidt, Haveman, Hansen, Horn, Opsommer, Calley, Daley, Tyler, Valentine, Leland, Bolger, Mayes, Lahti, Spade, Neumann, Polidori, Lemmons, Nerat, Lipton, Moore, Stamas, Rocca, DeShazor, Kurtz, Walsh, Caul, Bledsoe, Gregory, Knollenberg, Slezak, Proos, Pavlov, Lund, Haugh, Tlaib, Young, Robert Jones, Geiss, Bennett, Switalski, Kandreas, Jackson, Sheltroun, Lindberg, Bettie Scott, Dean, Durhal, Meadows, McMillin, Clemente, Cushingberry, McDowell, Meltzer, Hammel, Gonzales, Nathan and Bauer 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 16278.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 16278. (1) A HEALTH CARE PROFESSIONAL LICENSED OR
2 REGISTERED UNDER THIS ARTICLE THAT IS PROVIDING HEALTH CARE
3 SERVICES TO A PATIENT WHO IS A PREGNANT WOMAN SHALL VERBALLY INFORM
4 THAT PATIENT OF THE POTENTIAL RISK OF STILLBIRTH. A HEALTH CARE
5 PROFESSIONAL LICENSED OR REGISTERED UNDER THIS ARTICLE WHO IS
6 PROVIDING HEALTH CARE SERVICES TO A PATIENT WHO IS A PREGNANT WOMAN
7 SHALL DISTRIBUTE TO THAT PATIENT THE WRITTEN INFORMATION DESCRIBED
8 IN SUBSECTION (2) BETWEEN THE TWENTIETH AND TWENTY-EIGHTH WEEKS OF

1 GESTATION. THIS SECTION DOES NOT APPLY TO A HEALTH CARE
2 PROFESSIONAL WHO PROVIDES EMERGENCY OR NONPRIMARY HEALTH CARE
3 SERVICES TO A PATIENT WHO IS A PREGNANT WOMAN.

4 (2) THE DEPARTMENT, IN CONSULTATION WITH APPROPRIATE
5 PROFESSIONAL ORGANIZATIONS AND OTHER APPROPRIATE STATE AND FEDERAL
6 DEPARTMENTS AND AGENCIES, SHALL MAKE WRITTEN INFORMATION AVAILABLE
7 REGARDING THE POTENTIAL RISK OF STILLBIRTH. WRITTEN INFORMATION
8 SHALL INCLUDE PREVENTIVE MEASURES APPLICABLE TO THE RISK OF
9 STILLBIRTH, INCLUDING AWARENESS OF DECREASED FETAL MOVEMENTS AND
10 COUNTING FETAL KICKS TO REDUCE THAT RISK. THE DEPARTMENT MAY USE
11 EXISTING WRITTEN INFORMATION REGARDING THE POTENTIAL RISK OF
12 STILLBIRTH AND PREVENTIVE MEASURES APPLICABLE TO THAT RISK TO
13 COMPLY WITH THE REQUIREMENTS OF THIS SUBSECTION. WHETHER THE
14 DEPARTMENT DEVELOPS ITS OWN INFORMATION OR USES EXISTING WRITTEN
15 INFORMATION TO COMPLY WITH THIS SUBSECTION, THE DEPARTMENT SHALL
16 MAKE AVAILABLE COPIES OF THE WRITTEN INFORMATION IN ENGLISH,
17 SPANISH, AND OTHER LANGUAGES, AS DETERMINED APPROPRIATE BY THE
18 DEPARTMENT, AND SHALL ASSURE THAT THE PAMPHLET IS WRITTEN IN EASILY
19 UNDERSTOOD, NONTECHNICAL TERMS.

20 (3) THE DEPARTMENT SHALL MAKE WRITTEN INFORMATION REQUIRED
21 UNDER SUBSECTION (2) AVAILABLE FREE OF CHARGE TO THE MICHIGAN BOARD
22 OF MEDICINE, THE MICHIGAN BOARD OF OSTEOPATHIC MEDICINE AND
23 SURGERY, HEALTH PROFESSIONALS REQUIRED TO COMPLY WITH SUBSECTION
24 (1), AND LOCAL HEALTH DEPARTMENTS. THE DEPARTMENT SHALL MAKE
25 WRITTEN INFORMATION REQUIRED UNDER SUBSECTION (2) AVAILABLE TO
26 OTHER PERSONS UPON WRITTEN REQUEST, AT COST.

27 (4) AS USED IN THIS SECTION, "STILLBIRTH" MEANS SUDDEN

1 **ANTENATAL DEATH SYNDROME OR SADS.**

2 Enacting section 1. This amendatory act takes effect 60 days
3 after the date it is enacted into law.