

# HOUSE BILL NO. 4603

May 16, 2019, Introduced by Reps. Eisen, Kennedy, Lower, Frederick, Rendon, Wozniak, Markkanen, Whitsett and Garza 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.

**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



1 noncommunicable diseases, infections, and disabilities. The  
 2 department shall review and revise the list under this subsection  
 3 at least annually. **The list described in this subsection must**  
 4 **include Lyme disease.**

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

7 (a) ~~Establish~~ **Subject to subsection (4), establish**  
 8 requirements for reporting and other surveillance methods for  
 9 measuring the occurrence of diseases, infections, and disabilities  
 10 and the potential for epidemics. Rules promulgated under this  
 11 subdivision may require a licensed health professional or health  
 12 facility to submit to the department or a local health department,  
 13 on a form provided by the department, a report of the occurrence of  
 14 a communicable disease, serious communicable disease or infection,  
 15 or disability. The rules promulgated under this subdivision may  
 16 require a report to be submitted to the department not more than 24  
 17 hours after a licensed health professional or health facility  
 18 determines that an individual has a serious communicable disease or  
 19 infection.

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

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

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

29 (e) Establish procedures for controlling rabies and the



1 disposition of nonhuman agents carrying disease, including rabid  
2 animals.

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

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

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

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

20 **(4) The department shall establish by rule requirements for**  
21 **reporting and other surveillance methods for measuring the**  
22 **occurrence of Lyme disease. Rules promulgated under this subsection**  
23 **must require a licensed health professional or health facility to**  
24 **submit to the department or a local health department, on a form**  
25 **provided by the department, a report of an individual who has been**  
26 **diagnosed with Lyme disease. The rules promulgated under this**  
27 **subsection must require a report to be submitted to the department**  
28 **not more than 24 hours after a licensed health professional or**  
29 **health facility determines that an individual has Lyme disease. If**



1 the department determines that a person has violated a rule  
2 promulgated under this subsection, the department may issue a  
3 notice to the person warning the person of the violation. Upon a  
4 second or subsequent violation, the department shall assess a civil  
5 fine of not less than \$10.00 or not more than \$100.00, as  
6 determined by the department.

