

**SUBSTITUTE FOR  
HOUSE BILL NO. 5369**

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 5474 (MCL 333.5474), as added by 1998 PA 219.

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

1       Sec. 5474. (1) The department shall establish a lead poisoning  
2 prevention program that has the following components:

3       (a) A coordinated and comprehensive plan to prevent childhood  
4 lead poisoning and to minimize exposure of the general public to  
5 lead-based paint hazards.

6       (b) A comprehensive educational and community outreach program  
7 regarding lead poisoning prevention that ~~shall,~~**must**, at a minimum,  
8 include the development of appropriate educational materials  
9 targeted to health care providers, child care providers, public

1 schools, owners and tenants of residential dwellings, and parents  
 2 of young children. These educational materials ~~shall~~**must** be made  
 3 available, ~~upon~~**on** request, to local and state community groups,  
 4 legal services organizations, and tenants' groups.

5 (c) A technical assistance system for health care providers to  
 6 assist those providers in managing cases of childhood lead  
 7 poisoning. As part of this system, the department shall require  
 8 that results of all blood lead level tests conducted in ~~Michigan~~  
 9 **this state** be reported to the department as provided for ~~in~~**by** rule  
 10 and that when the department receives notice of **an elevated** blood  
 11 lead ~~levels above 10 micrograms per deciliter,~~**level**, it shall  
 12 initiate contact with the local ~~public health~~ department or the  
 13 physician, or both, of the child ~~whose blood lead level exceeds 10~~  
 14 ~~micrograms per deciliter.~~**with the elevated blood lead level. A**  
 15 **local health department or physician who is notified of a child**  
 16 **less than 3 years of age with an elevated blood lead level shall**  
 17 **refer that child to the Early On program administered by the**  
 18 **department of lifelong education, advancement, and potential.**

19 (2) ~~The~~**By July 1 of each year, the** department shall report to  
 20 the legislature ~~by January 1, 1999, and annually thereafter,~~  
 21 number of children ~~through~~**less than 6 years of** age ~~6~~ who were  
 22 screened for lead poisoning during the preceding fiscal year and  
 23 who were confirmed to have had **elevated** blood lead levels. ~~above 10~~  
 24 ~~micrograms per deciliter.~~The report ~~shall~~**must** compare these rates  
 25 with those of previous fiscal years and the department shall  
 26 recommend methods for improving compliance with guidelines issued  
 27 by the ~~federal centers for disease control and prevention,~~**Centers**  
 28 **for Disease Control and Prevention**, including any necessary  
 29 legislation or appropriations.

1       (3) ~~Not more than 1 year after the effective date of this~~  
2 ~~part, and annually thereafter,~~ **By July 1 of each year,** the  
3 department shall prepare a written report regarding the  
4 expenditures under the lead poisoning prevention program, including  
5 the amounts and sources of money from the ~~previous~~ **preceding fiscal**  
6 year and a complete accounting of its use. The report ~~shall~~ **must** be  
7 given to the appropriate committees of the legislature and be made  
8 available to the general public ~~upon~~ **on** request.

9       Enacting section 1. This amendatory act does not take effect  
10 unless House Bill No. 5368 of the 102nd Legislature is enacted into  
11 law.