



**House
Legislative
Analysis
Section**

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DELEGATED SURGERY: PATIENT INFO

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House Bill 4193

Sponsor: Rep. Nick Ciaramitaro

Committee: Public Health

Complete to 2-21-89

A SUMMARY OF HOUSE BILL 4193 AS INTRODUCED 2-15-89

The Public Health Code allows people licensed by the code (other than those in a health profession subfield) to delegate certain tasks to a licensed or unlicensed person if that person is otherwise qualified by education, training, or experience to perform the task. The task must be performed under the licensee's supervision, but the licensee need not be physically present when the delegated task is carried out.

The bill would amend the Public Health Code to require that if a licensee delegated a task that involved doing surgery, either the licensee or another licensee who was authorized to independently do the surgery would have to be physically present. This requirement would be waived either if the patient's life or health were in imminent danger or if the licensee decided that it would be more dangerous to transfer the patient to another health facility than to have the surgery performed.

The bill also would require that someone who had been given a surgical task to perform tell the patient (a) who had delegated the task, (b) who was supervising the individual, and (c) that the individual was not licensed in the same profession as the licensee who had delegated the task.

MCL 333.16215

House Bill 4193 (2-21-89)