

SENATE BILL No. 196

March 14, 1991, Introduced by Senator EHLERS and referred to
to the Committee on Health Policy.

A bill to amend sections 5413, 5414, and 5415 of Act No. 368
of the Public Acts of 1978, entitled as amended
"Public health code,"
as added by Act No. 122 of the Public Acts of 1988, being sec-
tions 333.5413, 333.5414, and 333.5415 of the Michigan Compiled
Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 5413, 5414, and 5415 of Act No. 368 of
2 the Public Acts of 1978, as added by Act No. 122 of the Public
3 Acts of 1988, being sections 333.5413, 333.5414, and 333.5415 of
4 the Michigan Compiled Laws, are amended to read as follows:

5 Sec. 5413. (1) The department shall establish a registry to
6 record cases of spinal cord injury and traumatic brain injury
7 that occur in the state — and to record information concerning
8 these cases. Subject to subsection (3), the DEPARTMENT SHALL

1 SUPPLY THE information ~~shall be supplied~~ to persons seeking to
2 apply appropriate preventive and control measures.

3 (2) The director shall require by rule the reporting by hos-
4 pitals of cases of spinal cord injury and traumatic brain injury
5 and the submission of specified additional information on
6 reported cases or control populations as the director considers
7 necessary and appropriate for the recognition, prevention, or
8 control of spinal cord injury and traumatic brain injury.

9 (3) The department shall maintain comprehensive records of
10 all reports submitted pursuant to this section. These reports
11 ~~shall be~~ ARE confidential and THE DEPARTMENT shall ~~be released~~
12 ~~by the department~~ RELEASE THEM only upon written request of the
13 person who is the subject of the report, or his or her guardian,
14 executor, attorney, or other person designated in writing by the
15 person who is the subject of the report. The DEPARTMENT MAY ALSO
16 RELEASE THE reports and records or information contained in the
17 reports ~~may also be released by the department~~ to persons
18 authorized by the director to conduct research studies or to
19 other persons with whom the director enters into a contract for
20 data collection, data maintenance, data storage, data retrieval,
21 and quality control.

22 (4) This section does not compel an individual to submit to
23 medical or department examination or supervision.

24 (5) The director shall promulgate rules to implement this
25 section.

26 (6) As used in this section and section 5414, "traumatic
27 brain injury" means an insult to the brain — not of a

1 degenerative or congenital nature ~~—~~ that may produce a
2 diminished or altered state of consciousness ~~—~~ and ~~—which—~~ THAT
3 results in impairment of cognitive abilities or physical
4 functioning.

5 ~~—(7) This section is repealed effective upon the expiration~~
6 ~~of 3 years after its effective date.—~~

7 Sec. 5414. (1) The spinal cord injury and traumatic brain
8 injury committee is created in the department as a standing sub-
9 committee of the chronic disease advisory committee. ~~—Members—~~
10 THE DIRECTOR SHALL APPOINT THE MEMBERS of the committee. ~~—shall~~
11 ~~be appointed by the director.—~~ The spinal cord injury and trauma-
12 tic brain injury committee shall consist of 16 members as
13 follows:

14 (a) Five health care professionals with expertise in areas
15 related to the treatment, rehabilitation, and transportation of
16 individuals with spinal cord injuries or traumatic brain inju-
17 ries, or both.

18 (b) One individual with a spinal cord injury and 1 individ-
19 ual with a traumatic brain injury.

20 (c) Two public members representing purchasers of health
21 care services.

22 (d) One representative of a health care corporation ~~—which—~~
23 THAT provides third-party reimbursement services or benefits.

24 (e) One representative of the Michigan hospital association
25 OR ITS SUCCESSOR ORGANIZATION.

26 (f) The director of social services or his or her designee.

1 (g) The director of public health or his or her designee.

2 (h) The director of Michigan rehabilitation services within
3 the department of education or his or her designee.

4 (i) The director of the office of health and medical affairs
5 or his or her designee.

6 (j) The director of mental health or his or her designee.

7 (2) The spinal cord injury and traumatic brain injury com-
8 mittee biennially shall elect a chair and other officers as con-
9 sidered appropriate by the committee.

10 (3) The spinal cord injury and traumatic brain injury com-
11 mittee shall meet at least quarterly at the call of the chair.

12 (4) ~~Members~~ THE DEPARTMENT SHALL REIMBURSE MEMBERS of the
13 spinal cord injury and traumatic brain injury committee ~~shall be~~
14 ~~reimbursed~~ for necessary travel or other expenses, or both, pur-
15 suant to section 1216.

16 (5) The spinal cord injury and traumatic brain injury com-
17 mittee shall do all of the following:

18 (a) Determine the elements, scope, and quality of a spinal
19 cord injury and traumatic brain injury registry and provide
20 advice and expertise to the department regarding research and
21 other activities related to both the prevention of spinal cord
22 injury and traumatic brain injury and support for individuals
23 suffering from spinal cord injury or traumatic brain injury, or
24 both.

25 (b) Review compiled epidemiological data regarding spinal
26 cord injuries and traumatic brain injuries and recommend and
27 advocate appropriate prevention and control measures.

1 (c) Provide interested parties with a comprehensive and
2 annually updated list of health care providers and health facili-
3 ties that specialize in treatment of spinal cord injuries and
4 traumatic brain injuries, and other appropriate services.

5 (d) Serve as an effective and visible advocate for individu-
6 als with spinal cord injuries or traumatic brain injuries, or
7 both, in all government decisions.

8 (e) Report biennially to the legislature on the activities
9 of the spinal cord injury and traumatic brain injury committee.
10 The COMMITTEE SHALL MAKE THE report ~~shall be made~~ available to
11 the public.

12 ~~-(6) This section is repealed effective upon the expiration~~
13 ~~of 3 years after its effective date.~~

14 Sec. 5415. ~~-(1)~~ The legislature shall appropriate suffi-
15 cient funds to implement sections 5413 and 5414.

16 ~~-(2) This section is repealed effective upon the expiration~~
17 ~~of 3 years after its effective date.~~