



HOUSE BILL No. 5676

March 12, 1996, Introduced by Reps. Jamian, Hammerstrom and Law and referred 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 amended by Act No. 25 of the Public Acts of 1992, being sections 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 amended by Act No. 25 of the Public
3 Acts of 1992, 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 to persons seeking to apply appropriate
2 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 AND 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 are confidential and the department shall release them only upon
12 written request of the person who is the subject of the report,
13 or his or her guardian, executor, attorney, or other person des-
14 igned in writing by the person who is the subject of the
15 report. The department may also release the reports and records
16 or information contained in the reports to persons authorized by
17 the director to conduct research studies or to other persons with
18 whom the director enters into a contract for data collection,
19 data maintenance, data storage, data retrieval, and quality
20 control.

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

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

25 (6) As used in this section and section 5414, "traumatic
26 brain injury" means an insult to the brain not of a degenerative
27 or congenital nature that may produce a diminished or altered

1 state of consciousness and that results in impairment of
2 cognitive abilities or physical functioning.

3 ~~(7) This section is repealed effective March 30, 1996.~~

4 Sec. 5414. (1) The spinal cord injury and traumatic brain
5 injury committee is created in the department as a standing sub-
6 committee of the chronic disease advisory committee. The direc-
7 tor shall appoint the members of the committee. The spinal cord
8 injury and traumatic brain injury committee shall consist of ~~16~~
9 15 members as follows:

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

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

16 (c) Two public members representing purchasers of health
17 care services.

18 (d) One representative of a NONPROFIT health care corpora-
19 tion that provides third-party reimbursement services or
20 benefits.

21 (e) One representative of the Michigan HEALTH AND hospital
22 association or its successor organization.

23 (f) The director of ~~social services~~ THE FAMILY INDEPEN-
24 DENCE AGENCY or his or her designee.

25 (g) The director of ~~public~~ COMMUNITY health or his or her
26 designee.

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

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

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

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

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

11 (4) The department shall reimburse members of the spinal
12 cord injury and traumatic brain injury committee for necessary
13 travel or other expenses, or both, pursuant to section 1216.

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

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

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

26 (c) Provide interested parties with a comprehensive and
27 annually updated list of health care providers and health

1 facilities that specialize in treatment of spinal cord injuries
2 and traumatic brain injuries, and other appropriate services.

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

6 (e) Report biennially to the legislature on the activities
7 of the spinal cord injury and traumatic brain injury committee.
8 The committee shall make the report available to the public.

9 ~~(6) This section is repealed effective March 30, 1996.~~

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

12 ~~(2) This section is repealed effective March 30, 1996.~~