



# HOUSE BILL No. 5939

June 6, 1996, Introduced by Reps. Crissman, Griffin, Law, Jamian, Hammerstrom, Profit, Yokich, Fitzgerald, Cropsey, Walberg, Gire, Porreca, Hill, Palamara, Freeman, Llewellyn, Martinez, Goschka, Rocca, Bodem, Bryant, Lowe, Jellema, Bullard, Dalman, Schroer, Rhead, Gagliardi, Randall, McBryde, Bush, Emerson, Pitoniak, Weeks, Kukuk, DeHart, Dolan, Nye, London, Sikkema, Tesanovich, Bankes, Mathieu, LaForge, Alley, Geiger, Ciaramitaro, McManus, Brackenridge, Voorhees, Middleton, Perricone, Ryan, Gernaat, Horton, Green and Middaugh and referred to the Committee on Health Policy.

A bill to amend Act No. 368 of the Public Acts of 1978,  
entitled as amended  
"Public health code,"  
as amended, being sections 333.1101 to 333.25211 of the Michigan  
Compiled Laws, by adding section 18903.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 368 of the Public Acts of 1978, as  
2 amended, being sections 333.1101 to 333.25211 of the Michigan  
3 Compiled Laws, is amended by adding section 18903 to read as  
4 follows:

5 SEC. 18903. (1) THE LEGISLATURE RECOGNIZES THAT THE TREAT-  
6 MENT AND EVALUATION OF INTRACTABLE PAIN IS A FUNDAMENTAL COMPO-  
7 NENT OF MEDICAL CARE WHICH REQUIRES COVERAGE UNDER HEALTH CARE  
8 CONTRACTS, PLANS, CERTIFICATES, AND POLICIES. ADDITIONALLY, THE  
9 LEGISLATURE RECOGNIZES THAT THE USE OF CONTROLLED SUBSTANCES IS

1 APPROPRIATE IN THE MEDICAL TREATMENT OF CERTAIN FORMS OF  
2 INTRACTABLE PAIN, AND THAT EFFORTS TO CONTROL DIVERSION OR  
3 IMPROPER ADMINISTRATION OF CONTROLLED SUBSTANCES SHOULD NOT  
4 INTERFERE WITH THE APPROPRIATE USE OF THOSE SUBSTANCES TO RELIEVE  
5 PAIN AND SUFFERING.

6 (2) EVALUATION AND TREATMENT OF INTRACTABLE PAIN THAT IS  
7 CONSISTENT WITH MEDICAL CARE PROVIDED BY CENTERS FOR ADVANCED  
8 CARE OR OTHER SPECIALIZED CENTERS OF PAIN MANAGEMENT AND APPROVED  
9 BY THE MICHIGAN COMMISSION ON PAIN IS NOT EXPERIMENTAL.

10 Section 2. This amendatory act shall not take effect unless  
11 Senate Bill No. \_\_\_\_\_ or House Bill No. 5944 (request  
12 no. 07695'96) of the 88th Legislature is enacted into law.