

Senate Fiscal Agency  
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**SFA****BILL ANALYSIS**

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Senate Bill 1228 (as introduced 9-15-98)  
Sponsor: Senator Leon Stille  
Committee: Health Policy and Senior Citizens

Date Completed: 9-21-98

### **CONTENT**

The bill would amend the Public Health Code to provide that only a physician, or a licensed health professional, medical student, or student in an approved physician's assistance training program, acting under the delegatory authority and supervision of a physician, could surgically remove a human organ for transplantation, implantation, infusion, injection, or other medical or scientific purpose. A health professional whose license had been suspended would be prohibited from surgically removing a human organ for transplantation, implantation, infusion, injection, or any other medical or scientific purpose.

Further, a person certified by a State medical school as qualified to perform eye removal, could surgically remove a human eye or physical part of an eye.

A person who violated the bill's provisions would be guilty of a felony.

MCL 333.10204

Legislative Analyst: G. Towne

### **FISCAL IMPACT**

Senate bill 1228 would create a felony punishable by up to four years in prison and/or a fine of \$1,000. Although there are no data available to indicate how many people may be convicted of surgically removing human organs or eyes without proper credentials, for each person convicted of this crime, the State would incur additional costs for incarceration and/or additional fine revenue. As an example, assuming that an offender serves 2.6 years at an average annual cost of \$18,000, the State would incur \$47,520 to incarcerate an offender convicted of this crime.

Fiscal Analyst: K. Firestone

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.