

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 798**

A bill to amend 1978 PA 368, entitled "Public health code," by amending the title and sections 2811, 2813, and 16177 (MCL 333.2811, 333.2813, and 333.16177), the title as amended by 1994 PA 170 and section 16177 as amended by 1993 PA 80, and by adding section 21533.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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TITLE

2 An act to protect and promote the public health; to codify,
3 revise, consolidate, classify, and add to the laws relating to
4 public health; to provide for the prevention and control of dis-
5 eases and disabilities; to provide for the classification, admin-
6 istration, regulation, financing, and maintenance of personal,
7 environmental, and other health services and activities; to
8 create or continue, and prescribe the powers and duties of,

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1 departments, boards, commissions, councils, committees, task
2 forces, and other agencies; to prescribe the powers and duties of
3 governmental entities and officials; to regulate occupations,
4 facilities, and agencies affecting the public health; to regulate
5 health maintenance organizations and certain third party adminis-
6 trators and insurers; to provide for the imposition of a regula-
7 tory fee; to promote the efficient and economical delivery of
8 health care services, to provide for the appropriate utilization
9 of health care facilities and services, and to provide for the
10 closure of hospitals or consolidation of hospitals or services;
11 to provide for the collection and use of data and information; to
12 provide for the transfer of property; to provide certain immunity
13 from liability; to regulate and prohibit the sale and offering
14 for sale of drug paraphernalia under certain circumstances; TO
15 PROVIDE FOR THE IMPLEMENTATION OF FEDERAL LAW; to provide for
16 penalties and remedies; to provide for sanctions for violations
17 of this act and local ordinances; to repeal certain acts and
18 parts of acts; to repeal certain parts of this act; and to repeal
19 certain parts of this act on specific dates.

20 Sec. 2811. The department shall prescribe the form and con-
21 tent of vital records and certificates, which shall conform as
22 nearly as possible to recognized national standardized forms
23 INCLUDING, AS REQUIRED TO COMPLY WITH FEDERAL LAW, REQUIREMENTS
24 FOR THE ENTRY OF SOCIAL SECURITY NUMBERS.

25 Sec. 2813. (1) The director shall appoint, subject to civil
26 service rules, a state registrar to administer the system of
27 vital statistics.

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1 (2) The state registrar shall:

2 (a) Administer and control the only system of vital statis-
3 tics for this state, as authorized in this part and the rules
4 promulgated pursuant to this part.

5 (b) Be the custodian of the system of vital statistics.

6 (c) Exercise superintending control over local registrars
7 and administer and control the activities of local officials and
8 all other persons as to the operation of the system of vital

9 statistics. THE STATE REGISTRAR SHALL REQUIRE EACH LOCAL REGIS-
10 TRAR TO REQUIRE, AS REQUIRED TO COMPLY WITH FEDERAL LAW, THE
11 ENTRY OF THE SOCIAL SECURITY NUMBER [
12] OF EACH APPLICANT ON AN APPLICATION FOR HIS OR HER
13 MARRIAGE LICENSE [] AND OF THE DECEASED ON HIS OR HER DEATH
14 CERTIFICATE. [THE DIRECTIVE UNDER THIS SUBDIVISION FOR THE INCLUSION
OF A SOCIAL SECURITY NUMBER ON AN APPLICATION SHALL NOT BE REQUIRED
OF AN APPLICANT WHO IS EXEMPT UNDER FEDERAL LAW FROM OBTAINING A
SOCIAL SECURITY NUMBER OR WHO IS EXEMPT UNDER FEDERAL OR STATE LAW
FROM INCLUDING HIS OR HER SOCIAL SECURITY NUMBER ON SUCH AN
APPLICATION. THE STATE REGISTRAR SHALL NOT REQUIRE A MARRIAGE
LICENSE APPLICANT'S SOCIAL SECURITY NUMBER TO BE DISPLAYED ON THE
MARRIAGE LICENSE.]

15 (d) Issue instructions for the administration of the system
16 of vital statistics and conduct training programs to promote uni-
17 formity of policy and procedures throughout the state in matters
18 pertaining to the system of vital statistics.

19 (e) Prescribe, furnish, and distribute forms for vital
20 records and vital statistics or prescribe other means of trans-
21 mitting vital records and vital statistics information as
22 required by this part and the rules promulgated pursuant to this
23 part.

24 (f) Prepare and publish reports of vital statistics.
[(3) A PERSON SHALL NOT DISCLOSE, IN A MANNER NOT
AUTHORIZED BY LAW OR RULE, A SOCIAL SECURITY NUMBER COLLECTED AS
REQUIRED BY THIS SECTION. A VIOLATION OF THIS SUBSECTION IS A
MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 90 DAYS OR
A FINE OF NOT MORE THAN \$500.00, OR BOTH. A SECOND OR SUBSEQUENT
VIOLATION OF THIS SUBSECTION IS A FELONY PUNISHABLE BY IMPRISONMENT
FOR NOT MORE THAN 4 YEARS OR A FINE OF NOT MORE THAN \$2,000.00, OR
BOTH.]

25 Sec. 16177. (1) An individual applying for licensure or
26 registration under this article shall do so on a form provided by
27 the department. THE DEPARTMENT SHALL REQUIRE EACH APPLICANT TO

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1 INCLUDE ON THE APPLICATION FORM HIS OR HER SOCIAL SECURITY

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2 NUMBER. [THE DEPARTMENT SHALL NOT DISPLAY AN APPLICANT'S SOCIAL
3 SECURITY NUMBER ON HIS OR HER LICENSE OR REGISTRATION.] If the facts
4 set forth in the application meet the
5 requirements of the board or task force and this article for
6 licensure or registration, the board or task force shall grant a
7 license or registration to the applicant. A board or task force
8 may require the applicant to take an examination to determine if
9 the applicant meets the qualifications for licensure or
10 registration. The examination shall include subjects determined
11 by the board or task force to be essential to the safe and compe-
12 tent practice of the health profession, the appropriate use of a
13 title, or both. Passing scores or the procedure used to deter-
14 mine passing scores shall be established before an examination is
15 administered.

16 (2) In addition to the information required under
17 subsection (1), an applicant for licensure or registration or a
18 licensee or registrant applying for renewal shall include on a
19 form provided by the department all of the following information,
20 if applicable:

21 (a) A felony conviction.

22 (b) A misdemeanor conviction punishable by imprisonment for
23 a maximum term of 2 years or a misdemeanor conviction involving
24 the illegal delivery, possession, or use of alcohol or a con-
25 trolled substance.

26 (c) Sanctions imposed against the applicant by a similar
licensure, registration, certification, or disciplinary board of
another state or country.

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1 (3) In addition to the information required under
2 subsections (1) and (2), a physician, osteopathic physician,
3 dentist, or podiatrist applying for licensure or renewal under
4 this article shall report to the department on a form provided by
5 the department the name of each hospital with which he or she is
6 employed or under contract, and each hospital in which he or she
7 is allowed to practice.

[(4) A REQUIREMENT UNDER THIS SECTION TO INCLUDE A SOCIAL SECURITY NUMBER ON AN APPLICATION DOES NOT APPLY TO AN APPLICANT WHO IS EXEMPT UNDER FEDERAL LAW FROM OBTAINING A SOCIAL SECURITY NUMBER OR WHO IS EXEMPT UNDER FEDERAL OR STATE LAW FROM INCLUDING HIS OR HER SOCIAL SECURITY NUMBER ON SUCH AN APPLICATION. THE DEPARTMENT SHALL INFORM THE APPLICANT OF THIS POSSIBLE EXEMPTION.]

[(5) AN APPLICANT WHO OBJECTS TO OBTAINING OR DISCLOSING HIS OR HER SOCIAL SECURITY NUMBER ON AN APPLICATION FOR RELIGIOUS, MORAL, OR PHILOSOPHICAL REASONS IS EXEMPT FROM THE REQUIREMENT UNDER THIS SECTION TO INCLUDE A SOCIAL SECURITY NUMBER ON AN APPLICATION. THE DEPARTMENT SHALL VERBALLY INFORM THE APPLICANT OF THIS POSSIBLE EXEMPTION.]

8 SEC. 21533. UPON REQUEST, THE DEPARTMENT SHALL PROVIDE TO
9 AN UNMARRIED MOTHER OF A CHILD OR TO A PUTATIVE FATHER AN
10 ACKNOWLEDGMENT OF PARENTAGE FORM THAT CAN BE COMPLETED BY THE
11 CHILD'S MOTHER AND FATHER TO ACKNOWLEDGE THE CHILD'S PATERNITY AS
12 PROVIDED IN THE ACKNOWLEDGMENT OF PARENTAGE ACT, 1996 PA 305, MCL
13 722.1001 TO 722.1013. THE DEPARTMENT SHALL PROVIDE TO THE MOTHER
14 AND PUTATIVE FATHER THE INFORMATION DEVELOPED AS REQUIRED BY SEC-
15 TION 21532 ON THE PURPOSE AND COMPLETION OF THE FORM AND ON THE
16 PARENTS' RIGHTS AND RESPONSIBILITIES.

[Enacting section 1. This amendatory act takes effect July 1, 1998.]

[Enacting section 2. The family independence agency shall request from the federal government an exemption from the provisions regarding the recording of social security numbers added by this 1998 amendatory act, which are intended to be used for the collection of child support, as required by federal law in order for this state to receive certain federal funds. Upon the granting of the exemption, those provisions referred to by this enacting section shall not be utilized or enforced by the state or a local governmental entity.]