

HOUSE BILL No. 4907

June 12, 1997, Introduced by Reps. Alley, McBryde, Hale, Profit, Hanley, Martinez, Schermesser, LaForge, Bogardus, Goschka, Frank, Cherry, Schroer, Gubow, Bodem, Gernaat and Ciaramitaro and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 21528.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 21528. (1) A HOSPITAL THAT PROVIDES TREATMENT TO A
2 MINOR BECAUSE THE MINOR HAS ATTEMPTED TO COMMIT SUICIDE SHALL DO
3 BOTH OF THE FOLLOWING:

4 (A) PROVIDE THE MINOR AND, IF AVAILABLE, THE MINOR'S PARENT
5 OR GUARDIAN WITH INFORMATION AND REFERRAL TO INPATIENT OR OUTPA-
6 TIENT COMMUNITY RESOURCES, CRISIS INTERVENTION SERVICES, OR OTHER
7 APPROPRIATE INTERVENTION FROM THE MINOR'S ATTENDING PHYSICIAN OR
8 OTHER APPROPRIATE HOSPITAL STAFF.

9 (B) REPORT THE ATTEMPTED SUICIDE TO THE DEPARTMENT ON A FORM
10 PROVIDED BY THE DEPARTMENT UNDER SUBSECTION (2). THE HOSPITAL
11 SHALL NOT REPORT THE NAME OF THE MINOR TO THE DEPARTMENT.

1 (2) THE DEPARTMENT SHALL DEVELOP AND DISTRIBUTE A FORM FOR
2 PURPOSES OF SUBSECTION (1)(B). THE DEPARTMENT SHALL NOT INCLUDE
3 THE NAME OF THE MINOR WHO ATTEMPTED SUICIDE ON THE FORM. THE
4 DEPARTMENT SHALL INCLUDE AT LEAST ALL OF THE FOLLOWING INFORMA-
5 TION ON THE FORM:

6 (A) THE NAME AND ADDRESS OF THE REPORTING HOSPITAL.

7 (B) THE DATE OF THE ATTEMPTED SUICIDE.

8 (C) THE DATE OF BIRTH, SEX, AND RACE OF THE MINOR WHO
9 ATTEMPTED SUICIDE.

10 (D) THE METHOD USED IN THE ATTEMPTED SUICIDE.

11 (E) THE NUMBER OF TIMES THE MINOR HAS ATTEMPTED SUICIDE IN
12 THE PRECEDING 12 MONTHS, IF KNOWN.

13 (3) THE DEPARTMENT SHALL COMPILE THE INFORMATION RECEIVED
14 UNDER SUBSECTION (1)(B) AND SHALL ANNUALLY PUBLISH A STATISTICAL
15 REPORT OF THAT INFORMATION. THE REPORT PUBLISHED UNDER THIS SUB-
16 SECTION IS PUBLIC INFORMATION.

17 (4) THE DISCLOSURE OF INFORMATION UNDER SUBSECTION (1)(B) IS
18 NOT A VIOLATION OF THE PHYSICIAN-PATIENT PRIVILEGE CREATED UNDER
19 SECTION 2157 OF THE REVISED JUDICATURE ACT OF 1961, 1961 PA 236,
20 MCL 600.2157, OR OF ANOTHER HEALTH PROFESSIONAL-PATIENT PRIVILEGE
21 RECOGNIZED BY LAW.

22 (5) A HOSPITAL AND AN INDIVIDUAL EMPLOYED BY OR UNDER CON-
23 TRACT TO THE HOSPITAL WHO IN GOOD FAITH COMPLIES WITH SUBSECTION
24 (1) ARE IMMUNE FROM CIVIL OR CRIMINAL LIABILITY ARISING FROM THE
25 COMPLIANCE.