

REPRINT

**SUBSTITUTE FOR  
SENATE BILL NO. 592**

(As Passed the Senate June 9, 1999)

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 5431 (MCL 333.5431), as amended by 1998 PA  
88.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 5431. (1) A health professional in charge of the care  
2 of a newborn infant or, if none, the health professional in  
3 charge at the birth of an infant shall administer or cause to be  
4 administered to the infant a test for each of the following:

- 5       (a) Phenylketonuria.  
6       (b) Galactosemia.  
7       (c) Hypothyroidism.  
8       (d) Maple syrup urine disease.  
9       (e) Biotinidase deficiency.

**SB0592, As Passed House, 061799**

Senate Bill No. 592

2

1 (f) Sickle cell anemia.

2 (g) Congenital adrenal hyperplasia.

3 (h) Other treatable but otherwise disabling conditions as  
4 designated by the department.

5 (2) The ~~test~~ TESTS required under subsection (1) shall be  
6 administered and reported within a time and under conditions pre-  
7 scribed by the department. The department may require that the  
8 ~~test~~ TESTS be performed by the department.

9 (3) If the results of a test administered under subsection  
10 (1) are positive, the results shall be reported to the infant's  
11 parents, guardian, or person in loco parentis. A person is in  
12 compliance with this subsection if the person makes a good faith  
13 effort to report the positive test results to the infant's par-  
14 ents, guardian, or person in loco parentis. The department shall  
15 promulgate rules that define a good faith effort to report posi-  
16 tive test results for purposes of this subsection.

17 (4) ~~If~~ SUBJECT TO THE ANNUAL ADJUSTMENT REQUIRED UNDER  
18 THIS SUBSECTION AND SUBJECT TO SUBSECTION (6), IF the department  
19 performs ~~a test~~ 1 OR MORE OF THE TESTS required under  
20 subsection (1), the department may charge a fee for the ~~test~~  
21 TESTS of not more than ~~-\$25.00~~ \$39.00. The amount ~~stated in~~  
22 PRESCRIBED BY this subsection shall be adjusted annually by an  
23 amount determined by the state treasurer to reflect the cumula-  
24 tive annual percentage change in the Detroit consumer price  
25 index. As used in this subsection, "Detroit consumer price  
26 index" means the most comprehensive index of consumer prices

**SB0592, As Passed House, 061799**

Senate Bill No. 592

3

1 available for the Detroit area from the bureau of labor  
2 statistics of the United States department of labor.

3       (5) A person who violates this section or a rule promulgated  
4 under this part is guilty of a misdemeanor.

5       (6) The department shall provide for a hardship waiver of  
6 the fee authorized under subsection (4) under circumstances found  
7 appropriate by the department.