

SUBSTITUTE FOR  
HOUSE BILL NO. 4652

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 2690 (MCL 333.2690).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 2690. (1) A person shall not knowingly sell, **collect**  
2 **any fee**, transfer, distribute, or give away an embryo, fetus, or  
3 neonate for a use which is in violation of sections 2685 to  
4 2689.

5       (2) A person shall not financially benefit from or receive  
6 any type of compensation for the distribution or transfer of any  
7 portion of an embryo, fetus, or neonate including any organs,  
8 tissues, or cells that were obtained as the result of an elective  
9 abortion. As used in this subsection, "elective abortion" means  
10 the intentional use of an instrument, drug, or other substance or  
11 device to terminate a woman's pregnancy for a purpose other than

1 to increase the probability of a live birth, to preserve the life  
2 or health of the child after live birth, or to remove a dead  
3 fetus. Elective abortion does not include either of the  
4 following:

5 (a) The prescription of or use of a drug or device intended  
6 as a contraceptive.

7 (b) The intentional use of an instrument, drug, or other  
8 substance or device by a physician to terminate a woman's  
9 pregnancy if the woman's physical condition, in the physician's  
10 reasonable medical judgment, necessitates the termination of the  
11 woman's pregnancy to avert her death.