

HOUSE BILL No. 5118

October 2, 2003, Introduced by Reps. Kolb, Woodward, Zelenko, Murphy, Dennis, Farrah,
Kooiman and Plakas 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 5474a; and to
repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5474a. (1) Within 30 days after the effective date of
2 this section, the governor shall establish a childhood lead
3 poisoning prevention and control commission within the department
4 of community health or designate an existing organization or
5 statewide childhood lead poisoning prevention coalition that can
6 fulfill the requirements of this section to act as the childhood
7 lead poisoning prevention and control commission.

8 (2) The commission shall study the environmental threats of
9 lead poisoning to children's health, review this state's lead
10 poisoning prevention program, evaluate the effectiveness of that

1 program including, but not limited to, the ability of the program
2 to satisfy federal law requirements that 100% of all young
3 children enrolled in medicaid shall be screened with a blood lead
4 test, and make recommendations for improvements to that program.

5 (3) Members appointed to the childhood lead poisoning
6 prevention and control commission established by the governor or
7 the organization designated by the governor under subsection (1)
8 shall consist of, but are not limited to, at least 1
9 representative of each of the following:

10 (a) The Michigan association of osteopathic family
11 practitioners or its successor organization.

12 (b) The Michigan nurses association or its successor
13 organization.

14 (c) The Michigan association of nurse practitioners or its
15 successor organization.

16 (d) The Michigan association of health plans or its successor
17 organization.

18 (e) The Michigan association of local public health or its
19 successor organization.

20 (f) Blue cross blue shield of Michigan or its successor
21 organization.

22 (g) The Michigan health and hospital association or its
23 successor organization.

24 (h) The Michigan head start association or its successor
25 organization.

26 (i) The Michigan council for maternal and child health or its
27 successor organization.

- 1 (j) Michigan's children or its successor organization.
- 2 (k) Michigan league for human services or its successor
3 organization.
- 4 (l) Detroit public schools or its successor organization.
- 5 (m) The Michigan state housing development authority or its
6 successor organization.
- 7 (n) The rental property owners association or its successor
8 organization.
- 9 (o) The Michigan association of general contractors or its
10 successor organization.
- 11 (p) The Michigan association of realtors or its successor
12 organization.
- 13 (q) The Michigan environmental council or its successor
14 organization.
- 15 (r) The Michigan adult blood lead epidemiology and
16 surveillance program or its successor organization.
- 17 (s) The Michigan state university extension program or its
18 successor organization.
- 19 (t) The Detroit lead partnership or its successor
20 organization.
- 21 (u) The Michigan lead safe partnership or its successor
22 organization.
- 23 (v) The Detroit mayor's lead task force or its successor
24 organization.
- 25 (w) United parents against lead or its successor
26 organization.
- 27 (x) The department of community health or its successor

1 organization.

2 (y) The department of environmental quality or its successor
3 organization.

4 (z) The department of education or its successor
5 organization.

6 (aa) The family independence agency or its successor
7 organization.

8 (bb) The Michigan department of community health medical
9 services administration or its successor organization.

10 (cc) The Michigan occupational safety and health
11 administration or its successor organization.

12 (dd) The Michigan department of community health bureau of
13 laboratories or its successor organization.

14 (ee) An occupational and environmental medicine specialist.

15 (ff) Parents or patient advocates of children who have
16 experienced lead poisoning.

17 (gg) A local housing authority.

18 (hh) A community reinvestment officer.

19 (ii) Any other interested organization or association
20 concerned with the prevention, treatment, and control of lead
21 poisoning that the department determines necessary.

22 (4) The childhood lead poisoning prevention and control
23 commission shall conduct at least 2 public hearings to seek input
24 from the general public and from any other groups or individuals
25 that are not represented on the commission. The first public
26 hearing shall be held within 60 days after the commission has
27 been appointed or designated by the governor. The commission

1 shall consider all information received from its public hearings,
2 review information from other sources, and study the experiences
3 of other states. The commission shall develop short- and
4 long-range strategic recommendations for childhood lead poisoning
5 prevention and control in this state. The recommendations shall
6 include, but are not limited to, strategies to:

7 (a) Enhance public and professional awareness of lead
8 poisoning as a child health emergency.

9 (b) Significantly increase blood lead testing rates for young
10 children.

11 (c) Eliminate or manage the sources of lead poisoning,
12 especially focusing on lead based paint in aged housing.

13 (d) Assure state interagency as well as public and private
14 cooperation and communication regarding resolution of this
15 complex environmental and public health problem.

16 (5) The childhood lead poisoning prevention and control
17 commission shall submit a written report of its findings,
18 including the recommendations under subsection (4), to the
19 governor and the legislature by January 30, 2004.

20 (6) The commission shall conduct its business as the
21 commission at a public meeting of the commission held in
22 compliance with the open meetings act, 1976 PA 267, MCL 15.261 to
23 15.275. The commission shall give public notice of the time,
24 date, and place of the meeting in the manner required by the open
25 meetings act, 1976 PA 267, MCL 15.261 to 15.275.

26 (7) The commission shall make available a writing prepared,
27 owned, used, in the possession of, or retained by the childhood

1 lead poisoning prevention and control commission in the
2 performance of an official function as the commission to the
3 public in compliance with the freedom of information act, 1976
4 PA 442, MCL 15.231 to 15.246.

5 (8) As used in this section, "commission" means the
6 commission created and appointed by the governor under subsection
7 (1) or the organization designated to act as the commission by
8 the governor under subsection (1).

9 (9) This section is repealed 18 months after the effective
10 date of this section.