

HOUSE BILL No. 5325

October 18, 2005, Introduced by Reps. Green and Nitz and referred to the Committee on Senior Health, Security, and Retirement.

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 21529.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 21529. (1) UNLESS A FLU VACCINE SHORTAGE HAS BEEN
2 DECLARED CAUSING A HOSPITAL TO HAVE AN INADEQUATE SUPPLY OF THE
3 VACCINE IN STOCK, A HOSPITAL SHALL, DURING THE FLU SEASON, INFORM
4 EACH ELDERLY PERSON ADMITTED TO THE HOSPITAL FOR A PERIOD OF 24
5 HOURS OR MORE THAT THE INFLUENZA VACCINE IS AVAILABLE. IF AN
6 ELDERLY PERSON REQUESTS TO BE VACCINATED AGAINST INFLUENZA AND A
7 PHYSICIAN, PHYSICIAN'S ASSISTANT, OR CERTIFIED NURSE PRACTITIONER
8 DETERMINES THAT THE VACCINE IS IN THE ELDERLY PERSON'S BEST
9 INTEREST, THE HOSPITAL SHALL ADMINISTER THE VACCINATION TO THE
10 ELDERLY PERSON BEFORE HE OR SHE IS DISCHARGED FROM THE HOSPITAL AND

1 SHALL DOCUMENT THE VACCINATION IN THE PATIENT'S MEDICAL RECORD.

2 (2) AS USED IN THIS SECTION:

3 (A) "ELDERLY PERSON" MEANS AN INDIVIDUAL WHO IS 65 YEARS OF
4 AGE OR OLDER.

5 (B) "FLU SEASON" MEANS THAT PERIOD BETWEEN SEPTEMBER 1 AND
6 APRIL 1.