

# HOUSE BILL No. 5930

March 30, 2006, Introduced by Reps. Schuitmaker, Mortimer, Gaffney, Newell, Nofs and Jones and referred to the Committee on Family and Children Services.

A bill to amend 1975 PA 238, entitled  
"Child protection law,"  
by amending section 6 (MCL 722.626), as amended by 1984 PA 418.

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

1           Sec. 6. (1) If a child suspected of being abused or neglected  
2 is admitted to a hospital or brought to a hospital for outpatient  
3 services and the attending physician determines that the release of  
4 the child would endanger the child's health or welfare, the  
5 attending physician shall notify the person in charge and the  
6 department. The person in charge may detain the child in temporary  
7 protective custody until the next regular business day of the  
8 probate court, at which time the probate court shall order the  
9 child detained in the hospital or in some other suitable place

1 pending a preliminary hearing as required by section 14 of chapter  
2 12A of ~~Act No. 288 of the Public Acts of 1939, as amended, being~~  
3 ~~section 712A.14 of the Michigan Compiled Laws~~ **THE PROBATE CODE OF**  
4 **1939, 1939 PA 288, MCL 712A.14**, or order the child released to the  
5 child's parent, guardian, or custodian.

6 (2) When a child suspected of being an abused or neglected  
7 child is seen by a physician, the physician shall make the  
8 necessary examinations, which may include physical examinations, x-  
9 rays, photographs, laboratory studies, and other pertinent studies.  
10 The physician's written report to the department shall contain  
11 summaries of the evaluation, including medical test results.

12 (3) If a report is made by a person other than a physician, or  
13 if the physician's report is not complete, the department may  
14 request a court order for a medical evaluation of the child. The  
15 department shall have a medical evaluation made without a court  
16 order if ~~the child's health is seriously endangered and a court~~  
17 ~~order cannot be obtained.~~ **EITHER OF THE FOLLOWING OCCURS:**

18 **(A) THE CHILD'S HEALTH IS SERIOUSLY ENDANGERED AND A COURT**  
19 **ORDER CANNOT BE OBTAINED.**

20 **(B) THE CHILD IS DISPLAYING SYMPTOMS SUSPECTED TO BE THE**  
21 **RESULT OF EXPOSURE TO OR CONTACT WITH METHAMPHETAMINE PRODUCTION.**  
22 **SYMPTOMS SUSPECTED TO BE A RESULT OF EXPOSURE TO OR CONTACT WITH**  
23 **METHAMPHETAMINE PRODUCTION INCLUDE, BUT ARE NOT LIMITED TO,**  
24 **RESPIRATORY DISTRESS OR BREATHING DIFFICULTY; RED, WATERING, OR**  
25 **BURNING EYES; CHEMICAL OR FIRE BURN; ALTERED GAIT, STAGGERING, OR**  
26 **FALLING; OR SLURRED SPEECH.**