

Legislative Analysis



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ANATOMICAL GIFTS

Senate Bill 712

Sponsor: Sen. Hansen Clarke

Senate Bill 713

Sponsor: Sen. Jason E. Allen

Senate Bill 714

Sponsor: Sen. Roger Kahn, M.D.

House Committee: Health Policy

Senate Committee: Health Policy

Complete to 2-27-08

A SUMMARY OF SENATE BILLS 712-714 AS PASSED BY THE SENATE 12-5-07

Senate Bills 712 and 714 are technical in nature, amending various acts to adopt changes to language and citations that would conform the acts to revisions made to the Uniform Anatomical Gift Law by House Bill 4940 or Senate Bill 710. The bills would also make editorial changes for clarity and delete obsolete provisions. Senate Bill 713 would place the maximum term of imprisonment for violations of House Bill 4940 or Senate Bill 710 within the sentencing guidelines. All three bills are tie-barred to either House Bill 4940 or Senate Bill 710, both of which would adopt the Revised Uniform Anatomical Gift Law in place of the current act.

Senate Bill 712 would amend the Michigan Vehicle Code (MCL 257.307 and 257.310) and is identical to House Bill 4942.

Senate Bill 714 would amend Public Act 181 of 1953 (MCL 52.209), which prescribes the duties of medical examiners. The bill is almost identical to House Bill 4944. (House Bill 4944 would rename that provision of law as the Kyle Ray Horning Law.)

Senate Bill 713 would amend the Code of Criminal Procedure (MCL 777.13n) to specify that purchasing or selling a body part of a deceased individual for transplantation or therapy or falsifying, concealing, or defacing a document of an anatomical gift for financial gain would be a Class E felony against the public order with a five-year maximum term of imprisonment. The bill is identical to House Bill 4943.

For information about the proposed Revised Uniform Anatomical Gift Law, including the House Fiscal Agency's legislative analysis of House Bill 4940, type in the bill number on the Michigan Legislature website: www.legislature.mi.gov.

FISCAL IMPACT:

Senate Bill 712 has no fiscal impact on the Department of State.

Senate Bill 714 has no fiscal implications for the Department of Community Health.

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