

# HOUSE BILL No. 4940

May 13, 2009, Introduced by Reps. Slavens, Meadows, Johnson, Simpson, Haugh, Melton, Slezak, Ball, Corriveau, Lisa Brown, Young, Lipton, Marleau, Mayes and Scripps 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 20153.

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

1           SEC. 20153. (1) A HEALTH CARE PROVIDER SHALL NOT USE ANY  
2 SINGLE USE PRODUCT ON A PATIENT IF THAT SINGLE USE PRODUCT WAS  
3 PREVIOUSLY USED.

4           (2) A PERSON THAT VIOLATES THIS SECTION IS GUILTY OF A FELONY  
5 PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 10 YEARS OR A FINE OF  
6 NOT MORE THAN \$50,000.00, OR BOTH.

7           (3) AS USED IN THIS SECTION:

8           (A) "HEALTH CARE PROVIDER" MEANS A HEALTH FACILITY OR AGENCY  
9 OR A HEALTH PROFESSIONAL THAT UTILIZES SINGLE USE PRODUCTS IN  
10 FURNISHING MEDICAL, SURGICAL, OR DENTAL TREATMENT OR CARE TO

1 PATIENTS.

2 (B) "HEALTH PROFESSIONAL" MEANS AN INDIVIDUAL LICENSED,  
3 REGISTERED, CERTIFIED, OR OTHERWISE AUTHORIZED TO ENGAGE IN A  
4 HEALTH PROFESSION UNDER ARTICLE 15.

5 (C) "SINGLE USE PRODUCT" MEANS AN ITEM OF MEDICAL EQUIPMENT OR  
6 MEDICAL SUPPLIES THAT IS INTENDED FOR 1 USE OR ON A SINGLE PATIENT  
7 DURING A SINGLE PROCEDURE.