

SENATE BILL No. 398

May 23, 2017, Introduced by Senators O'BRIEN, JONES, SCHUITMAKER, EMMONS, NOFS, PROOS, MACGREGOR, HORN and MARLEAU and referred to the Committee on Families, Seniors and Human Services.

A bill to amend 1975 PA 238, entitled
"Child protection law,"
by amending section 3a (MCL 722.623a), as added by 1996 PA 581.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3a. (1) In addition to the reporting requirement in
2 section 3, a person who is required to report suspected child abuse
3 or **CHILD** neglect under section 3(1) and who knows, or from the
4 child's symptoms has reasonable cause to suspect, that a newborn
5 infant has any amount of alcohol, a controlled substance, or a
6 metabolite of a controlled substance in his or her body shall
7 report to the department in the same manner as required under
8 section 3. A report is not required under this section if the
9 person knows that the alcohol, controlled substance, or metabolite,

1 or the child's symptoms, are the result of medical treatment
2 administered to the newborn infant or his or her mother.

3 (2) FOR A NEWBORN INFANT IDENTIFIED AS BEING AFFECTED BY
4 SUBSTANCE USE DISORDER, WITHDRAWAL SYMPTOMS, OR FETAL ALCOHOL
5 DISORDER, A PLAN OF SAFE CARE MUST BE ESTABLISHED. THE PLAN OF SAFE
6 CARE MUST INCLUDE A PROVISION REQUIRING AN EVIDENCE-BASED HOME
7 VISITING PROGRAM OR A SERVICE PROVIDER CAPABLE OF IMPLEMENTING A
8 PLAN OF SAFE CARE.

9 Enacting section 1. This amendatory act takes effect 90 days
10 after the date it is enacted into law.

11 Enacting section 2. This amendatory act does not take effect
12 unless Senate Bill No. 397

13 of the 99th Legislature is enacted into law.