

HOUSE BILL NO. 6069

May 04, 2022, Introduced by Rep. Hornberger and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 17017 (MCL 333.17017), as added by 2012 PA 499.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 17017. ~~(1) This section and section 17517 do not apply~~
2 ~~after December 31, 2018.~~

3 **(1)** ~~(2)~~ Except as otherwise provided in this section, a
4 physician shall not diagnose **a pregnancy or the gestational age of**
5 **a pregnancy** and prescribe a medical abortion for ~~a~~**the** patient who
6 is or is presumed to be pregnant unless the physician or an

1 individual licensed and qualified by education and training first
2 personally performs a physical examination of the patient. A
3 physician shall not utilize other means including, but not limited
4 to, an internet web camera, to diagnose **a pregnancy or the**
5 **gestational age of a pregnancy** and prescribe a medical abortion.

6 (2) ~~(3)~~—A physician shall obtain the informed consent of a
7 patient in the manner prescribed under section 17015 to perform a
8 medical abortion. The physician shall be physically present at the
9 location of the medical abortion when the prescription drug used to
10 initiate the medical abortion is dispensed. An individual under the
11 direct supervision of the prescribing physician who is qualified by
12 education and training as provided in this act may dispense or
13 administer the prescription drug used to initiate the medical
14 abortion.

15 (3) ~~(4)~~—This section does not create a right to abortion.
16 Notwithstanding any other provision of this section, a person shall
17 not perform an abortion that is prohibited by law.

18 (4) ~~(5)~~—As used in this section:

19 (a) "Abortion" means that term as defined in section 17015.

20 (b) "Medical abortion" means an abortion procedure that is not
21 a surgical procedure and that utilizes a prescription drug to
22 induce an abortion.

23 (c) "Prescription drug" means that term as defined in section
24 17708.