

HOUSE BILL NO. 4734

July 15, 2025, Introduced by Reps. BeGole, Johnsen, DeBoyer, Outman, Wozniak and Harris and referred to Committee on Judiciary.

A bill to amend 1939 PA 280, entitled
"The social welfare act,"
by amending section 66h (MCL 400.66h).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 66h. ~~Nothing in this act shall be construed as empowering~~
2 **This act does not empower** any physician or surgeon, or any officer
3 or representative of ~~the~~ **this** state or ~~county departments of social~~
4 welfare, ~~the department~~, in carrying out ~~the provisions of this~~
5 act, to compel any ~~person~~, **individual**, either child or adult, to
6 undergo a surgical operation, or to accept any form of medical

1 treatment contrary to the wishes of ~~said person.~~ **that individual.**
 2 If the ~~person~~ **individual** for whom surgical or medical treatment is
 3 recommended is not of sound mind, or is not in a condition to make
 4 decisions for ~~himself,~~ **the individual**, the written consent of ~~such~~
 5 ~~person's nearest relative, or legally~~ **the individual's patient**
 6 **advocate designated under sections 5506 to 5520 of the estates and**
 7 **protected individuals code, 1998 PA 386, MCL 700.5506 to 700.5520,**
 8 **an appointed guardian under article V of the estates and protected**
 9 **individuals code, 1998 PA 386, MCL 700.5101 to 700.5520, a**
 10 **surrogate designated under section 5602 of the estates and**
 11 **protected individuals code, 1998 PA 386, 700.5602, or a person**
 12 **standing in loco parentis** ~~, shall must~~ be secured before ~~such the~~
 13 **medical or surgical treatment is given. This provision-section** is
 14 **not intended to prevent temporary first aid from being given in**
 15 ~~case of~~ **if there is** an accident or sudden acute illness ~~where and~~
 16 the consent of those concerned cannot be immediately obtained.

17 Enacting section 1. This amendatory act does not take effect
 18 unless Senate Bill No. ____ (request no. S01584'25) or House Bill
 19 No. 4418 of the 103rd Legislature is enacted into law.