

SUBSTITUTE FOR
HOUSE BILL NO. 5083

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 2217.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 SEC. 2217. (1) THE PSYCHOTROPIC DRUG USE ADVISORY COUNCIL
2 IS CREATED IN THE DEPARTMENT. THE ADVISORY COUNCIL SHALL CONSIST
3 OF THE FOLLOWING MEMBERS:
- 4 (A) ONE REPRESENTATIVE OF EACH OF THE FOLLOWING:
- 5 (i) THE DEPARTMENT OF COMMUNITY HEALTH.
- 6 (ii) THE DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES.
- 7 (iii) THE DEPARTMENT OF EDUCATION.
- 8 (B) A LICENSED PHYSICIAN.
- 9 (C) A LICENSED CHILD PSYCHOLOGIST.
- 10 (D) A LICENSED CHILD PSYCHIATRIST.

HB5083, As Passed House, November 1, 2001

Sub. HB 5083 (H-2) as amended October 31, 2001

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1 (E) A CERTIFIED SPECIAL EDUCATION TEACHER.
2 (F) A CERTIFIED GENERAL EDUCATION TEACHER.
3 (G) A SCHOOL PRINCIPAL.
4 (H) A SCHOOL COUNSELOR.
5 (I) A CERTIFIED SCHOOL PSYCHOLOGIST.
6 (J) A STATE-APPROVED SCHOOL SOCIAL WORKER.
7 (K) A CERTIFIED SCHOOL NURSE.
8 (L) TWO PARENTS.
9 (2) THE DEPARTMENT SHALL APPOINT THE ADVISORY COUNCIL
10 MEMBERS.
11 (3) THE ADVISORY COUNCIL SHALL INVESTIGATE, COMPILE A
12 REPORT, AND RECOMMEND POLICIES PERTAINING TO PSYCHOTROPIC DRUG
13 USE AMONG CHILDREN, USING THE FOLLOWING INFORMATION AND ISSUES AS
14 GUIDELINES:
15 (A) RELEVANT LITERATURE AND CURRENT RESEARCH, INCLUDING PRO-
16 FESSIONAL PRACTICE GUIDELINES.
17 (B) SURVEYS, CONDUCTED BY THE ADVISORY COUNCIL, ON THE
18 EXTENT OF BEHAVIORAL DISORDERS AND THE POLICIES AND TREATMENTS
19 USED IN TREATING THOSE DISORDERS.
20 (C) RELATIONSHIP BETWEEN BEHAVIORAL DISORDERS AND LEARNING
21 DISABILITIES [, AND THEIR DIFFERENCES].
22 (D) SIMILARITIES AND DIFFERENCES BETWEEN SCHOOL DISTRICT
23 POLICIES THAT DEAL WITH THE RECOMMENDED OR MANDATED USE OF PSY-
24 CHOTROPIC DRUGS AND THEIR RELATIONSHIP TO SCHOOL ATTENDANCE.
25 THIS REVIEW OF POLICIES SHALL INCLUDE GENERAL SCHOOL POLICIES, AS
26 WELL AS SPECIAL EDUCATION POLICIES.

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1 (E) PATTERN OF PSYCHOTROPIC DRUG USE AMONG CHILDREN OVER THE
2 PAST 25 YEARS.

3 (F) PSYCHOTROPIC DRUG USE AMONG CHILDREN BY AGE, GENDER, AND
4 SCHOOL DISTRICT.

5 (4) IN CONDUCTING ITS INVESTIGATION AS REQUIRED BY
6 SUBSECTION (3), THE ADVISORY COUNCIL SHALL HOLD AT LEAST 3 PUBLIC
7 HEARINGS IN VARIOUS GEOGRAPHIC AND SOCIOECONOMIC AREAS THROUGHOUT
8 THIS STATE.

9 (5) THE ADVISORY COUNCIL SHALL SUBMIT THE REPORT REQUIRED BY
10 SUBSECTION (3) TO THE LEGISLATURE BEFORE JANUARY 1, 2003.