

HOUSE BILL No. 6473

November 7, 2002, Introduced by Rep. Kolb and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending sections 5717 and 5721 (MCL 333.5717 and 333.5721),
section 5717 as added by 1987 PA 48 and section 5721 as amended
by 1988 PA 236.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5717. The department shall establish a birth defects
2 registry for all of the following purposes:

3 (a) To provide information on the incidence, PREVALENCE, and
4 trends of birth defects, FETAL DEATHS, AND MISCARRIAGES among
5 Vietnam-era veterans, ~~and~~ their families, and ~~among~~ the gen-
6 eral population.

7 (b) To provide information to determine whether
8 environmental hazards, ~~such as~~ INCLUDING, BUT NOT LIMITED TO,
9 exposure to agent orange, PESTICIDES, or chemical agents AND

1 LOCATION IN CLOSE PROXIMITY TO AN INDUSTRIAL OR MANUFACTURING
2 FACILITY, are associated with birth defects, ~~and to~~ FETAL
3 DEATHS, AND MISCARRIAGES AMONG VIETNAM-ERA VETERANS, THEIR FAMI-
4 LIES, AND THE GENERAL POPULATION.

5 (C) TO provide information as to other possible causes of
6 birth defects, FETAL DEATHS, AND MISCARRIAGES among Vietnam-era
7 veterans, THEIR FAMILIES, and ~~among~~ the general population.

8 (D) ~~(c)~~ To develop prevention strategies INCLUDING, BUT
9 NOT LIMITED TO, EDUCATION AND OUTREACH for reducing the incidence
10 of birth defects, FETAL DEATHS, AND MISCARRIAGES among
11 Vietnam-era veterans, ~~and~~ their families, and ~~among~~ the gen-
12 eral population.

13 Sec. 5721. (1) Each diagnosed incidence of a birth defect,
14 including a congenital or structural malformation, or a biochemi-
15 cal or genetic disease, and any OTHER information relevant to
16 incidents of birth defects, shall be reported to the department
17 WITHIN 30 DAYS OF THE DIAGNOSIS. ~~The reporting shall begin not~~
18 ~~later than the next calendar year after June 11, 1987.~~

19 (2) EACH FETAL DEATH AND MISCARRIAGE AND ANY OTHER INFORMA-
20 TION RELEVANT TO THE FETAL DEATH OR MISCARRIAGE, INCLUDING, BUT
21 NOT LIMITED TO, THE MEDICAL RECORDS OF THE MOTHER SHALL BE
22 REPORTED TO THE DEPARTMENT WITHIN 30 DAYS OF THE INCIDENT.

23 (3) ~~(2)~~ The department shall maintain comprehensive state-
24 wide records of all information reported to the birth defects
25 registry. The information reported ~~shall be~~ IS CONFIDENTIAL
26 AND subject to the same requirements ~~of confidentiality as~~

1 provided ~~in~~ UNDER section 2631 for data or records concerning
2 medical research projects.

3 (4) ~~-(3)-~~ The director shall promulgate rules ~~which~~ THAT
4 provide for all of the following:

5 (a) A list of birth defects, including, but not limited to,
6 congenital and structural malformations, and biochemical or gene-
7 tic diseases, and other relevant information to be reported.

8 (b) The quality, ~~and~~ manner, ~~in which the incidents of~~
9 ~~birth defects~~ AND FORM FOR REPORTING EACH BIRTH DEFECT, FETAL
10 DEATH, MISCARRIAGE, and other information ~~is to be reported~~ TO
11 THE DEPARTMENT.

12 (c) The terms and conditions under which records maintained
13 under this section, including any records containing the name and
14 medical condition of a specific individual, may be released by
15 the department.

16 (5) ~~-(4)-~~ This section does not compel an individual to
17 submit to medical examination or supervision by the department or
18 otherwise.

19 (6) ~~-(5)-~~ The department may ~~contract~~ DO 1 OR MORE OF THE
20 FOLLOWING:

21 (A) CONTRACT for the collection and analysis of, and
22 research related to, the data required under this section.

23 (B) CONTRACT FOR THE STUDY OF ENVIRONMENTAL HAZARDS IN THIS
24 STATE AND ITS RELATION TO BIRTH DEFECTS, FETAL DEATHS, AND
25 MISCARRIAGES.

26 (C) CONTRACT FOR THE MONITORING OF THE BIRTH REGISTRY
27 PROGRAM AND EVALUATING COMPLIANCE WITH THE PROGRAM.

1 (7) ~~(6) Within 2 years after June 11, 1987, the~~ THE
2 department shall ~~begin evaluating~~ EVALUATE the information
3 reported to the birth defects registry. The department shall
4 publish and make available to the public ANNUAL reports summariz-
5 ing the information collected. ~~The first summary report shall~~
6 ~~be published not later than 180 days after the end of the first 2~~
7 ~~full calendar years after June 11, 1987. Subsequent annual~~
8 ANNUAL summary reports shall be made on a full calendar year
9 basis and published not later than 180 days after the end of each
10 calendar year.