

HOUSE BILL No. 5033

October 1, 2013, Introduced by Reps. Darany, Cavanagh, Santana, Lipton, Roberts and Dillon and referred to the Committee on Health Policy.

A bill to amend 1974 PA 258, entitled
"Mental health code,"
by amending section 719 (MCL 330.1719), as amended by 1996 PA 588.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 719. (1) ~~Before~~**EXCEPT AS PROVIDED IN SUBSECTION (2),**
2 **BEFORE** initiating a course of psychotropic drug treatment for a
3 recipient, the prescriber or a licensed health professional acting
4 under the delegated authority of the prescriber shall do both of
5 the following:
- 6 (a) Explain the specific risks, **THE POTENTIAL BENEFITS**, and
7 the most common adverse effects that have been associated with that
8 drug.
- 9 (b) Provide the individual with a written summary of the

POTENTIAL BENEFITS AND THE most common adverse effects associated with that drug.

(2) BEFORE INITIATING A COURSE OF PSYCHOTROPIC DRUG TREATMENT FOR A MINOR RECIPIENT, THE PRESCRIBER OR A LICENSED HEALTH PROFESSIONAL ACTING UNDER THE DELEGATED AUTHORITY OF THE PRESCRIBER SHALL DO ALL OF THE FOLLOWING:

(A) EXPLAIN TO THE PARENT OR GUARDIAN AND THE MINOR RECIPIENT THE SPECIFIC RISKS, THE POTENTIAL BENEFITS, AND THE MOST COMMON ADVERSE EFFECTS THAT HAVE BEEN ASSOCIATED WITH THAT DRUG WHEN USED ON MINORS.

(B) PROVIDE THE PARENT OR GUARDIAN AND THE MINOR RECIPIENT WITH A WRITTEN SUMMARY OF THE POTENTIAL BENEFITS AND THE MOST COMMON ADVERSE EFFECTS ASSOCIATED WITH THAT DRUG WHEN USED ON MINORS.

(C) IF THE DRUG HAS NOT BEEN TESTED OR APPROVED BY THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOR USE ON MINORS WHO ARE THE SAME AGE RANGE AS THE MINOR RECIPIENT, PROVIDE THAT INFORMATION IN A WRITTEN STATEMENT TO THE PARENT OR GUARDIAN AND THE MINOR RECIPIENT.