

HOUSE BILL No. 6016

May 16, 2018, Introduced by Rep. Canfield and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 5101 (MCL 333.5101), as amended by 2016 PA 63.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5101. (1) As used in this article:

2 (a) "Care" includes treatment, control, transportation,
3 confinement, and isolation in a facility or other location.

4 (b) "Communicable disease" means an illness due to a specific
5 infectious agent or its toxic products that results from
6 transmission of that infectious agent or its products from a
7 reservoir to a susceptible host, directly as from an infected
8 individual or animal, or indirectly through the agency of an
9 intermediate plant or animal host, vector, or the inanimate

1 environment.

2 (c) "HIV" means human immunodeficiency virus.

3 (d) "HIV infection" or "HIV infected" means the status of an
4 individual who ~~has tested positive for~~ **IS INFECTED WITH** HIV, as
5 evidenced by ~~either a double positive enzyme-linked immunosorbent~~
6 ~~assay test, combined with a positive western blot assay test, or a~~
7 ~~positive result under an~~ **ANY OF THE FOLLOWING:**

8 (i) **AN** HIV test, ~~that is considered reliable by the~~ **OR A**
9 **COMBINATION OF TESTS, THAT IS CONSIDERED A CONFIRMATORY DIAGNOSTIC**
10 **TEST ACCORDING TO PREVAILING MEDICAL TECHNOLOGY AND ALGORITHMS OR**
11 **GUIDANCE FROM THE** federal Centers for Disease Control and
12 Prevention. ~~and~~

13 (ii) **AN HIV TEST THAT** is approved by the department.

14 (e) "Immunization" means the process of increasing an
15 individual's immunity to a disease by use of a vaccine, antibody
16 preparation, or other substance.

17 (f) "Infection" means the invasion of the body with
18 microorganisms or parasites, whether or not the invasion results in
19 detectable pathologic effects.

20 (g) "Serious communicable disease or infection" means a
21 communicable disease or infection that is designated as serious by
22 the department ~~pursuant to~~ **UNDER** this part. Serious communicable
23 disease or infection includes, but is not limited to, HIV
24 infection, acquired immunodeficiency syndrome, sexually transmitted
25 infection, and tuberculosis.

26 (h) "Sexually transmitted infection" means syphilis,
27 gonorrhea, chancroid, lymphogranuloma venereum, granuloma

1 inguinale, and other sexually transmitted infections that the
2 department may designate and require to be reported under section
3 5111.

4 (2) In addition, article 1 contains general definitions and
5 principles of construction applicable to all articles in this code.

6 Enacting section 1. This amendatory act takes effect 90 days
7 after the date it is enacted into law.