

# HOUSE BILL NO. 4414

March 21, 2019, Introduced by Reps. Hoadley, Coleman, Hope, Kennedy, Garza, Manoogian, Griffin, Miller, Crawford, Calley, Vaupel, Witwer, Liberati, Hammoud, Pagan, Koleszar, Camilleri, Anthony and Whitsett and referred to the Committee on Health Policy.

A bill to provide for the review and prevention of suicides in this state; to allow for the creation of a suicide fatality review task force; and to prescribe powers and duties of certain state and local governmental officers and entities.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1           Sec. 1. This act shall be known and may be cited as the
- 2 "suicide fatality review act".
- 3           Sec. 3. As used in this act:
- 4           (a) "Department" means the department of health and human



1 services.

2 (b) "Suicide fatality review task force" means a suicide  
3 fatality review task force established under section 5.

4 Sec. 5. (1) Each county may establish a suicide fatality  
5 review task force. Two or more counties may appoint a single  
6 suicide fatality review task force for those counties. A suicide  
7 fatality review task force must consist of at least 7 individuals  
8 who are selected from at least 7 of the following fields:

9 (a) A county medical examiner or deputy medical examiner  
10 appointed under 1953 PA 181, MCL 52.201 to 52.216, or his or her  
11 representative.

12 (b) A representative of a local law enforcement agency.

13 (c) A representative of the department.

14 (d) A representative of the health care field.

15 (e) A representative of the mental health field.

16 (f) A representative of a local health department.

17 (g) A representative of survivors of suicide loss or attempt.

18 (h) A representative of an intermediate school district.

19 (i) A representative of a local institution of higher  
20 learning.

21 (j) A representative of an organization that represents older  
22 adults.

23 (2) A suicide fatality review task force may review any  
24 suicide occurring in the county or counties that established the  
25 suicide fatality review task force.

26 (3) The department shall make available to each member of the  
27 suicide fatality review task force a complete description of member  
28 responsibilities.

29 (4) Information obtained or created by or for a suicide



1 fatality review task force is confidential and not subject to  
2 discovery or the freedom of information act, 1976 PA 442, MCL  
3 15.231 to 15.246. Documents created by or for the suicide fatality  
4 review task force are not subject to subpoena, except that  
5 documents and records otherwise available from other sources are  
6 not exempt from subpoena, discovery, or introduction into evidence  
7 from other sources solely because they were presented to or  
8 reviewed by a suicide fatality review task force. Information  
9 relevant to the investigation of a crime may be disclosed by a  
10 suicide fatality review task force only to the prosecuting attorney  
11 or to a law enforcement agency. A suicide fatality review task  
12 force shall disclose information required to be reported under the  
13 child protection law, 1975 PA 238, MCL 722.621 to 722.638, to the  
14 department. A prosecuting attorney, a law enforcement agency, and  
15 the department may use information received under this subsection  
16 in carrying out their lawful responsibilities. Individuals and the  
17 organizations represented by individuals who participate as members  
18 of a suicide fatality review task force shall sign a  
19 confidentiality agreement acknowledging the confidentiality  
20 provisions of this section.

21 (5) An individual who provides information to a suicide  
22 fatality review task force shall sign a notice acknowledging that  
23 any information he or she provides to a suicide fatality review  
24 task force shall be kept confidential by the suicide fatality  
25 review task force, but is subject to possible disclosure to the  
26 prosecuting attorney, a law enforcement agency, or the department  
27 as provided in subsection (4).

28 (6) Suicide fatality review task force meetings are closed to  
29 the public and are not subject to the open meetings act, 1976 PA



1 267, MCL 15.261 to 15.275. Information identifying an individual  
2 whose cause of death is a suicide or whose case is being reviewed,  
3 or that individual's family members, or an alleged or suspected  
4 perpetrator of abuse upon the individual, or regarding the  
5 involvement of any agency with the individual or that individual's  
6 family, must not be disclosed in any report that is available to  
7 the public. However, analysis, process improvement, and other  
8 findings and de-identified and aggregated data may be released to  
9 the public, health officials, or organizations to improve public  
10 health.

11 Enacting section 1. This act takes effect 90 days after the  
12 date it is enacted into law.

