

HOUSE BILL No. 5479

March 17, 2016, Introduced by Reps. Cochran, Tedder, Cox, Webber, Lyons, Price, Callton, Graves, Glenn, Chatfield, LaVoy, Canfield and Howrylak and referred to the Committee on Judiciary.

A bill to amend 1996 PA 193, entitled "Michigan do-not-resuscitate procedure act," by amending section 11 (MCL 333.1061), as amended by 2013 PA 155, and by adding section 11a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11. (1) One or more of the following health professionals
2 who arrive at a declarant's location outside of a hospital shall
3 determine if the declarant has 1 or more vital signs, whether or
4 not the health professional views or has actual notice of an order
5 that is alleged to have been executed by the declarant or other
6 person authorized to execute an order on the declarant's behalf:

- 7 (a) A paramedic.
8 (b) An emergency medical technician.
9 (c) An emergency medical technician specialist.

1 (d) A physician.

2 (e) A nurse.

3 (f) A medical first responder.

4 (g) A respiratory therapist.

5 (2) If the health professional determines under subsection (1)
6 that the declarant has no vital signs, and if the health
7 professional determines that the declarant is wearing a do-not-
8 resuscitate identification bracelet or has actual notice of a do-
9 not-resuscitate order for the declarant, ~~he or she~~ **SUBJECT TO**
10 **SECTION 11A, THE HEALTH PROFESSIONAL** shall not attempt to
11 resuscitate the declarant.

12 **SEC. 11A. (1) IF A HEALTH PROFESSIONAL DESCRIBED IN SECTION 11**
13 **HAS ACTUAL NOTICE OF A DO-NOT-RESUSCITATE ORDER AND IS AWARE OF THE**
14 **EXISTENCE OF A VALIDLY EXECUTED POST FORM UNDER PART 56B OF THE**
15 **PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.5671 TO 333.5685, THAT**
16 **CONTAINS A MEDICAL ORDER REGARDING THE INITIATION OF RESUSCITATION**
17 **IF THE INDIVIDUAL SUFFERS CESSATION OF BOTH SPONTANEOUS RESPIRATION**
18 **AND CIRCULATION, THE HEALTH PROFESSIONAL SHALL COMPLY WITH THE MOST**
19 **RECENT ORDER OR FORM.**

20 (2) AS USED IN THIS SECTION, "POST FORM" MEANS THAT TERM AS
21 DEFINED IN SECTION 5674 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL
22 333.5674.

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

25 Enacting section 2. This amendatory act does not take effect
26 unless Senate Bill No. ____ or House Bill No. 5482 (request no.
27 03918'15) of the 98th Legislature is enacted into law.