

HOUSE BILL No. 4129

January 25, 2007, Introduced by Rep. Stakoe and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
(MCL 760.1 to 777.69) by adding section 1 to chapter XVI.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER XVI

1
2 SEC. 1. (1) IF BLOOD IS WITHDRAWN BY A HOSPITAL LICENSED UNDER
3 ARTICLE 17 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.20101 TO
4 333.22260, PURSUANT TO A WARRANT ISSUED TO OBTAIN EVIDENCE IN A
5 CRIMINAL PROCEEDING, THE HOSPITAL SHALL NOT CHARGE MORE THAN THE
6 ACTUAL AND REASONABLE COSTS FOR WITHDRAWING THE BLOOD AND PROVIDING
7 IT TO THE REQUESTING AGENCY.

8 (2) SUBSECTION (1) DOES NOT APPLY IF THE WITHDRAWAL OF BLOOD
9 IS MADE PURSUANT TO A CONTRACT.

1 (3) THIS SECTION DOES NOT PROHIBIT THE COURT FROM ORDERING THE
2 DEFENDANT TO PAY THE COSTS DESCRIBED IN SUBSECTION (1) OR (2).

3 Enacting section 1. This amendatory act does not take effect
4 unless Senate Bill No.____ or House Bill No. 4130(request no.
5 00313'07 a) of the 94th Legislature is enacted into law.