

SUBSTITUTE FOR  
HOUSE BILL NO. 4087

A bill to amend 1976 PA 390, entitled  
"Emergency management act,"  
(MCL 30.401 to 30.421) by adding section 7b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           Sec. 7b. (1) Beginning on the effective date of the amendatory  
2 act that added this section, the department of health and human  
3 services shall, subject to annual appropriation, stockpile medical  
4 supplies that are necessary to respond to a state of disaster or a  
5 state of emergency within this state.

6           (2) The department of health and human services shall do all  
7 of the following, subject to annual appropriation:

8           (a) Coordinate and maintain medical supplies that may be  
9 necessary to respond to a state of disaster or a state of

1 emergency. The department of health and human services shall use  
2 its discretion in implementing this section and shall work with  
3 other state departments to maintain the stockpiled medical  
4 supplies.

5 (b) Rotate the stockpiled medical supplies to avoid continued  
6 stockpiling of expired medical supplies.

7 (c) Sell the rotated medical supplies before their expiration  
8 date or donate the rotated expired medical supplies to a nonprofit  
9 organization, a public safety agency, a long-term care facility or  
10 other congregate living health facility, a public health  
11 laboratory, or an educational program.

12 (3) The medical supplies stockpiled by the department of  
13 health and human services under subsection (1) must be enough to  
14 respond to a state of disaster or a state of emergency for not more  
15 than 2 months.

16 (4) The emergency management division established under  
17 section 7a shall assist the department of health and human services  
18 with the coordination and distribution of the medical supplies  
19 stockpiled under subsection (1) during a state of disaster or a  
20 state of emergency within this state.

21 (5) The department of health and human services shall display  
22 a list of the medical supplies inventory, including quantities and  
23 expiration dates, on a website that is fully accessible to the  
24 public at no cost. The department of health and human services  
25 shall maintain the list required under this subsection regardless  
26 of whether money is appropriated under this section.

27 (6) The list of the medical supplies inventory stockpiled  
28 under subsection (1) is subject to disclosure under the freedom of  
29 information act, 1976 PA 442, MCL 15.231 to 15.246.

1           (7) Money appropriated to implement this section must not be  
2 used to purchase foreign goods or services if competitively priced  
3 and comparable quality American goods or services are available.  
4 Preference must first be given to goods or services manufactured or  
5 provided by Michigan businesses that are owned and operated by  
6 veterans or goods or services that are manufactured or provided by  
7 Michigan businesses, if the goods or services are competitively  
8 priced and of comparable quality.

9           (8) As used in this section:

10           (a) "Medical personnel" means a health professional, hospital  
11 staff, a first responder, or a mortuary science professional, or an  
12 individual who works in a medical laboratory or mortuary or  
13 provides pathology, histology, necropsy, or autopsy services.

14           (b) "Medical supplies" means equipment or supplies necessary  
15 for the proper and timely implementation of universal or standard  
16 precautions by medical personnel in response to the specific  
17 medical situation presented in that setting.

18           (c) "Public safety agency" means a functional division of this  
19 state, a public agency, or a county that provides fire fighting,  
20 law enforcement, ambulance, medical, or other emergency services.