MICHIGAN PUBLIC HEALTH CODE (EXCERPT)

Act 368 of 1978
Part 56. OCCUPATIONAL DISEASES

333.5601 “Occupational disease” defined; general definitions and principles of construction.

Sec. 5601.

(1) As used in this part, “occupational disease” means an illness of the human body arising out of and in the course of an individual's employment and having 1 or more of the following characteristics:

(a) It is caused by a frequently repeated or continuous exposure to a hazardous substance or agent or to a specific industrial practice which is hazardous and which has continued over an extended period of time.

(b) It is caused by an acute exposure to a hazardous substance or agent.

(c) It presents symptoms characteristic of an occupational disease known to have resulted in other cases from the same type of specific exposure.

(2) In addition, article 1 contains general definitions and principles of construction applicable to all articles in this code and part 51 contains definitions applicable to this part.

History: 1978, Act 368, Eff. Sept. 30, 1978.
Compiler's Note: For transfer of powers and duties of the division of occupational health in the bureau of environmental and occupational health, with the exception of dry cleaning unit, from the department of public health to the director of the department of labor, see E.R.O. No. 1996-1, compiled at § 330.3101 of the Michigan Compiled Laws.

333.5611 Report of occupational disease or health condition aggravated by workplace exposures; time; contents; forms and instructions.

Sec. 5611.

(1) A physician, hospital, clinic, or employer knowing of an individual having a case of occupational disease or a health condition aggravated by workplace exposures shall report the case to the department within 10 days after the discovery of the occupational disease or condition.

(2) A physician, hospital, clinic, or employer knowing of a suspected case of occupational disease or a health condition aggravated by workplace exposures shall report the case to the department within 10 days after the discovery of the occupational disease or condition.

(3) The report shall state the name and address of the individual, the name and business address of the employer, the business of the employer, the place of the individual's employment, the length of time of employment in the place where the individual became ill, the nature of the disease, and other information required by the department.

(4) The department shall prepare and furnish the report forms and instructions for their use to physicians, hospitals, clinics, and employers.

History: 1978, Act 368, Eff. Sept. 30, 1978.

333.5613 Investigation; advising physician of nature of hazardous substance or agent and conditions of exposure; confidentiality.

Sec. 5613.

(1) The department, upon receiving a report under section 5611 or believing that a case or suspected case of occupational disease exists in this state, may investigate to determine the accuracy of the report and the cause of the disease.

(2) To aid in the diagnosis or treatment of an occupational disease, the department shall advise the physician in charge of a patient of the nature of the hazardous substance or agent and the conditions of exposure of the patient as established by the investigation. In so doing the department shall protect the confidentiality of trade secrets or privileged information disclosed by the investigations in accordance with section 13 of Act No. 442 of the Public Acts of 1976, being section 15.243 of the Michigan Compiled Laws.

History: 1978, Act 368, Eff. Sept. 30, 1978.

333.5621 Reports not public records; exemption from disclosure; access to record.

Sec. 5621.

(1) Reports submitted to the department under section 5611 are not public records and are exempt from disclosure pursuant to section 13(1)(d) of Act No. 442 of the Public Acts of 1976.

(2) The bureau of worker's disability compensation and the compensation appeal board in the department of labor shall have access to the record of an actual case of occupational disease in a compensation case before it.

History: 1978, Act 368, Eff. Sept. 30, 1978.

333.5623 Statistical summaries; dissemination of instructions and information.

Sec. 5623.

(1) Not less than once each year, the department shall compile statistical summaries of all occupational diseases reported and accepted as covering true occupational diseases, and the kinds of employment leading to the occurrence of the diseases.

(2) The department shall disseminate to appropriate employers in this state appropriate instructions and information to prevent the occurrence of occupational diseases.

History: 1978, Act 368, Eff. Sept. 30, 1978.

333.5639 Failure to make report or willful false statement as misdemeanor; penalty.

Sec. 5639.

A physician, hospital or clinic administrator, or employer who fails to make a report or who willfully makes a false statement in a report required by section 5611(1) is guilty of a misdemeanor punishable by a fine of not more than $50.00.

History: 1978, Act 368, Eff. Sept. 30, 1978.

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