

HOUSE BILL NO. 5076

June 22, 2021, Introduced by Reps. Beeler, Kahle, Howell, Wozniak, Yaroach and Cambensy and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 22221 (MCL 333.22221), as amended by 2002 PA
619.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 22221. The department shall do all of the following:
- 2 (a) Subject to approval by the commission, promulgate rules to
- 3 implement its powers and duties under this part.
- 4 (b) Report to the commission at least annually on the

1 performance of the department's duties under this part.

2 (c) Develop proposed certificate of need review standards for
3 submission to the commission.

4 (d) Administer and apply certificate of need review standards.
5 In the review of certificate of need applications, the department
6 shall consider relevant written communications from any person.

7 (e) Designate adequate staff or other resources to directly
8 assist hospitals and nursing homes with less than 100 beds in the
9 preparation of applications for certificates of need.

10 (f) By October 1 ~~, 2003, and annually thereafter,~~ **of each**
11 **year**, report to the commission regarding the costs to the
12 department of implementing this part and the certificate of need
13 application fees collected under section 20161 in the immediately
14 preceding state fiscal year.

15 (g) ~~Beginning January 1, 2003, annually~~ **Annually** adjust the
16 \$2,500,000.00 threshold set forth in section 22203(9) by an amount
17 determined by the state treasurer to reflect the annual percentage
18 change in the ~~consumer price index,~~ **Consumer Price Index**, using
19 data from the immediately preceding period of July 1 to June 30. As
20 used in this subdivision, ~~"consumer price index"~~ **"Consumer Price**
21 **Index"** means the most comprehensive index of consumer prices
22 available for this state from the ~~bureau of labor statistics~~ **Bureau**
23 **of Labor Statistics** of the United States ~~department of~~
24 ~~labor.~~ **Department of Labor.**

25 (h) Annually review the application process, including all
26 forms, reports, and other materials that are required to be
27 submitted with the application. If needed to promote administrative
28 efficiency, revise the forms, reports, and any other materials
29 required with the application.

1 (i) ~~Within 6 months after the effective date of the amendatory~~
2 ~~act that added this subdivision,~~ **By September 31, 2003,** create a
3 consolidated application for a certificate of need for the
4 relocation or replacement of an existing health facility.

5 (j) In consultation with the commission, define single project
6 as it applies to capital expenditures.

7 (k) **Make the reports developed under subdivisions (b) and (f)**
8 **publicly available within 7 days of presentation to the commission.**