

HOUSE BILL NO. 5418

October 19, 2021, Introduced by Reps. Rogers, Steckloff, Weiss, Haadsma, Witwer, Neeley, Sowerby, Brixie, Aiyash, Ellison, Cynthia Johnson, Liberati, Cavanagh, Bolden, Breen, Hood, Thanedar, Clemente, Brabec, Tyrone Carter, Scott, Morse, Brenda Carter, Koleszar, Hope, Tate, Stone, O'Neal, Cherry, Sneller, Pohutsky, Kuppa, Sabo, Hammoud, Manoogian, Lasinski, Rabhi, Whitsett and Steenland and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending sections 5823 and 5825 (MCL 333.5823 and 333.5825), as
amended by 2015 PA 91.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5823. If a child or youth with special health care needs
2 is identified, a person authorized by rule may apply to the
3 department for eligibility for services under this part. The
4 department shall investigate and secure medical evidence as to the

condition of the child. **If the application identifies a child who is a child reported to the department under section 5474, the child is considered to be medically eligible for services under this part and the department shall not investigate.**

Sec. 5825. ~~Upon~~ **On** completion of the medical investigation under section 5823, **if applicable**, the department shall promptly make a determination of medical eligibility. If the department determines that the child or youth with special health care needs is medically eligible for services under this part, the department shall perform a financial assessment to determine cost sharing responsibilities. The department shall authorize the transportation of an eligible child or youth with special health care needs to a provider of services approved and designated by the department. In consultation with the family, the department may facilitate transfer of a child or youth with special health care needs to a provider for treatment better adapted to the child's needs. In making referrals under this part the department shall not discriminate against health professionals qualified to render care.

Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 101st Legislature are enacted into law:

(a) Senate Bill No. ____ or House Bill No. 5413 (request no. 01429'21 *).

(b) Senate Bill No. ____ or House Bill No. 5417 (request no. 03522'21 *).

(c) Senate Bill No. ____ or House Bill No. 5415 (request no. 03956'21).

(d) Senate Bill No. ____ or House Bill No. 5423 (request no. 03957'21).