

SENATE BILL NO. 1049

October 23, 2024, Introduced by Senators OUTMAN and WEBBER and referred to the Committee on Housing and Human Services.

A bill to amend 1974 PA 258, entitled
"Mental health code,"
by amending section 416 (MCL 330.1416), as amended by 2018 PA 595.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 416. Upon commencement of mental health treatment, ~~the~~
2 **both of the following must occur:**

3 **(a)** The rights that the patient has during the mental health
4 treatment, including the right to object to the mental health
5 treatment, must be **communicated** orally ~~communicated~~ **and in writing**
6 to the patient and to the individual who executed the written

1 consent. ~~In addition, a copy of the written consent~~ **The rights**
2 **described in this subdivision include, but are not limited to, the**
3 **right of the patient to end voluntary mental health treatment. The**
4 **oral and written communication described in this subdivision must**
5 **include the process through which the patient can end voluntary**
6 **mental health treatment.**

7 **(b) Both of the following** must be given to the patient, ~~and~~
8 the individual who executed the written consent, and ~~to~~ **1** other
9 individual designated by the patient:

10 **(i) A copy of the written consent.**

11 **(ii) Notwithstanding any other provision under this act, a copy**
12 **of the form described under section 1419. A copy of the form**
13 **described in this subparagraph must be given as described in this**
14 **subdivision even if an intention to terminate mental health**
15 **treatment is not told to a hospital or provider of mental health**
16 **treatment.**