

# HOUSE BILL No. 5149

November 17, 1987, Introduced by Reps. Emerson, Varga, Hollister, Ciaramitaro, DeMars, Barns, Hertel, Kosteva, Dobronski, Palamara, Lynn Owen, Porreca, Richard A. Young, Berman, Bennane, Law, Johnson, Brotherton, Stabenow, Gubow and O'Neill and referred to the Committee on Public Health.

A bill to amend Act No. 368 of the Public Acts of 1978,  
entitled as amended  
"Public health code,"  
as amended, being sections 333.1101 to 333.25211 of the Michigan  
Compiled Laws, by adding section 21541.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Act No. 368 of the Public Acts of 1978, as  
2 amended, being sections 333.1101 to 333.25211 of the Michigan  
3 Compiled Laws, is amended by adding section 21541 to read as  
4 follows:

5       SEC. 21541. (1) THE GOVERNING BODY OF A HOSPITAL WHICH  
6 INTENDS TO CLOSE SHALL DO BOTH OF THE FOLLOWING:

7       (A) PASS A RESOLUTION WHICH SETS FORTH THE HOSPITAL'S INTENT  
8 TO CLOSE.

1 (B) NOTIFY THE DEPARTMENT, ALL EMPLOYEES OF THE HOSPITAL,  
2 AND ALL LOCAL UNITS OF GOVERNMENT WITHIN THE HOSPITAL'S SERVICE  
3 AREA OF THE PASSAGE OF THE RESOLUTION DESCRIBED IN SUBDIVISION  
4 (A) NOT LESS THAN 90 DAYS BEFORE THE DATE UPON WHICH THE HOSPITAL  
5 INTENDS TO CLOSE.

6 (C) ALLOW THE DEPARTMENT TO INSPECT THE HOSPITAL'S FINANCIAL  
7 RECORDS.

8 (2) NOT LATER THAN 45 DAYS AFTER THE DATE NOTICE IS GIVEN  
9 UNDER SUBSECTION (1)(B), THE GOVERNING BODY OF THE HOSPITAL SHALL  
10 PREPARE A HOSPITAL CLOSURE PREPARATION STATEMENT. THE HOSPITAL  
11 CLOSURE PREPARATION STATEMENT SHALL INCLUDE BOTH THE FOLLOWING:

12 (A) A STATEMENT OF THE REASONS FOR THE CLOSURE OF THE  
13 HOSPITAL.

14 (B) A STATEMENT REGARDING THE IMPACT OF THE CLOSURE OF THE  
15 HOSPITAL INCLUDING, BUT NOT LIMITED TO, ALL OF THE FOLLOWING:

16 (i) THE TYPES OF SERVICES TO BE DISCONTINUED.

17 (ii) THE IMPACT ON THE AVAILABILITY OF THOSE SERVICES IN THE  
18 HOSPITAL'S SERVICE AREA AND ANY ARRANGEMENTS WITH OTHER HEALTH  
19 FACILITIES AND AGENCIES TO ASSURE THE CONTINUATION OF THE DISCON-  
20 TINUED SERVICES IN THE SERVICE AREA OF THE HOSPITAL.

21 (iii) THE IMPACT ON OTHER HEALTH FACILITIES AND AGENCIES  
22 LOCATED IN THE HOSPITAL'S SERVICE AREA.

23 (iv) ARRANGEMENTS THAT HAVE BEEN MADE WITH OTHER HEALTH  
24 FACILITIES AND AGENCIES TO RECEIVE PATIENTS OR RESIDENTS WHO MUST  
25 BE TRANSFERRED BECAUSE OF THE CLOSURE OF THE HOSPITAL.

26 (v) THE IMPACT ON THE HOSPITAL PRIVILEGES OF PHYSICIANS  
27 PRACTICING IN THE HOSPITAL'S SERVICE AREA.

1       (3) THE GOVERNING BODY OF THE HOSPITAL WHICH INTENDS TO  
2 CLOSE, IN CONSULTATION WITH THE DEPARTMENT OF LABOR, SHALL  
3 DEVELOP AND IMPLEMENT A JOB RETRAINING PROGRAM AND JOB PLACEMENT  
4 SERVICES FOR EMPLOYEES OF THE HOSPITAL UTILIZING STATE AND FED-  
5 ERAL JOB RETRAINING PROGRAMS AND JOB PLACEMENT SERVICES IN EXIS-  
6 TENCE AT THE TIME THE HOSPITAL INTENDS TO CLOSE.