

# HOUSE BILL No. 5221

October 3, 1991, Introduced by Reps. Yokich, Harrison, Bennane, Profit, DeMars, Bennett, Dobronski, Scott, Palamara, Hertel, Gubow, Dalman, Olshove, Gire, Pitoniak, Murphy, Anthony, Joe Young, Sr., Jacobetti, Hunter, Kosteva, Barns, Varga, Rocca, Saunders, Clack and Emerson 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 THAT IS  
6 PROPOSED TO BE CLOSED SHALL DO BOTH OF THE FOLLOWING:

7 (A) PASS A RESOLUTION THAT SETS FORTH THE PROPOSAL FOR THAT  
8 HOSPITAL'S CLOSURE.

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 OF THE HOSPITAL'S PRO-  
5 POSED CLOSURE.

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 OF THE  
12 FOLLOWING:

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

15 (B) A STATEMENT THAT DESCRIBES THE ANTICIPATED EFFECT OF THE  
16 HOSPITAL CLOSURE AND IDENTIFIES ALL OF THE FOLLOWING:

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

18 (ii) THE AVAILABILITY OF THOSE DISCONTINUED SERVICES WITHIN  
19 THE HOSPITAL'S SERVICE AREA AFTER THE HOSPITAL'S CLOSURE, AND ANY  
20 ARRANGEMENTS THE HOSPITAL HAS MADE WITH OTHER HEALTH FACILITIES  
21 AND AGENCIES TO ASSURE THE CONTINUATION OF THOSE SERVICES WITHIN  
22 THE SERVICE AREA OF THE HOSPITAL.

23 (iii) THE ANTICIPATED EFFECT OF THE HOSPITAL'S CLOSURE ON  
24 OTHER HEALTH FACILITIES AND AGENCIES LOCATED WITHIN THAT  
25 HOSPITAL'S SERVICE AREA.

26 (iv) ARRANGEMENTS THAT HAVE BEEN MADE WITH OTHER HEALTH  
27 FACILITIES AND AGENCIES TO RECEIVE THAT HOSPITAL'S PATIENTS OR

1 RESIDENTS WHO MUST BE TRANSFERRED BECAUSE OF THE CLOSURE OF THE  
2 HOSPITAL.

3 (v) THE ANTICIPATED EFFECT OF THE HOSPITAL'S CLOSURE ON THE  
4 HOSPITAL PRIVILEGES OF PHYSICIANS PRACTICING WITHIN THE  
5 HOSPITAL'S SERVICE AREA.

6 (3) THE GOVERNING BODY OF THE HOSPITAL THAT IS PROPOSED TO  
7 BE CLOSED, IN CONSULTATION WITH THE DEPARTMENT OF LABOR, SHALL  
8 DEVELOP AND IMPLEMENT A JOB RETRAINING PROGRAM AND JOB PLACEMENT  
9 SERVICES FOR EMPLOYEES OF THE HOSPITAL UTILIZING STATE AND FED-  
10 ERAL JOB RETRAINING PROGRAMS AND JOB PLACEMENT SERVICES IN EXIS-  
11 TENCE AT THE TIME OF THE HOSPITAL'S PROPOSED CLOSURE.