



SENATE BILL No. 390

February 11, 1993, Introduced by Senators KOIVISTO,
PRIDNIA and MC MANUS and referred to the Committee
on Health Policy.

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 22218.

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 22218 to read as
4 follows:

5 SEC. 22218. (1) THE CERTIFICATE OF NEED REVIEW STANDARDS
6 FOR LONG-TERM CARE SERVICES ADOPTED BY THE DEPARTMENT PURSUANT TO
7 SECTION 22217 ON DECEMBER 18, 1989, ARE MODIFIED AS FOLLOWS:

8 (A) THE LIMITATION ON THE STATEWIDE POOL OF NURSING HOME
9 BEDS SET ASIDE TO BETTER MEET THE NEEDS OF SPECIAL POPULATION

1 GROUPS WITHIN THE LONG-TERM CARE AND NURSING HOME POPULATIONS IS
2 INCREASED FROM 2% TO 3%.

3 (B) ALL OF THE BEDS REMAINING IN THE POOL OF BEDS DESCRIBED
4 IN SUBDIVISION (A) ON THE EFFECTIVE DATE OF THIS SECTION SHALL BE
5 USED FOR PROPOSED PROJECTS IN A COUNTY THAT MEETS EITHER OF THE
6 FOLLOWING CRITERIA:

7 (i) THE COUNTY HAS A POPULATION OF NOT MORE THAN 71,000 PER-
8 SONS, THE COUNTY IS CONTIGUOUS TO 2 OR MORE COUNTIES THAT HAVE A
9 POPULATION DENSITY OF LESS THAN 28 INDIVIDUALS PER SQUARE MILE,
10 AND THE AVERAGE OCCUPANCY RATE OF LICENSED LONG-TERM CARE AND
11 NURSING HOME BEDS WITHIN THE COUNTY IS 94% OR MORE DURING THE
12 2-YEAR PERIOD IMMEDIATELY PRECEDING IMPLEMENTATION OF THE PRO-
13 POSED PROJECT.

14 (ii) THE COUNTY HAS A POPULATION DENSITY OF LESS THAN 28
15 INDIVIDUALS PER SQUARE MILE, AND THE AVERAGE OCCUPANCY RATE OF
16 LICENSED LONG-TERM CARE AND NURSING HOME BEDS WITHIN THE COUNTY
17 IS 94% OR MORE DURING THE 2-YEAR PERIOD IMMEDIATELY PRECEDING
18 IMPLEMENTATION OF THE PROPOSED PROJECT.

19 (C) THE LIMITATION ON THE NUMBER OF THOSE BEDS IN THE STATE-
20 WIDE POOL OF NURSING HOME BEDS THAT MAY BE APPROVED TO INCREASE
21 NURSING HOME BED AVAILABILITY PURSUANT TO SECTION 3(5) OF THE
22 CERTIFICATE OF NEED REVIEW STANDARDS DESCRIBED IN THIS SECTION IS
23 INCREASED FROM 20 BEDS TO 60 BEDS PER PROJECT.

24 (2) AFTER THE EFFECTIVE DATE OF THIS SECTION, THE CERTIFI-
25 CATE OF NEED COMMISSION MAY APPROVE AN APPLICATION FOR AN
26 INCREASE OR INCREASES OF NURSING HOME BEDS UNDER THIS SECTION OR
27 UNDER A CERTIFICATE OF NEED REVIEW STANDARD DESCRIBED IN THIS

1 SECTION, IF THE INCREASE OR INCREASES TOTAL NOT MORE THAN 60 BEDS
2 IN A SINGLE COUNTY.