



SENATE BILL No. 933

November 10, 1993, Introduced by Senators Geake, Schwarz,
Dunaskiss and Kovisto and referred to the Committee on
Health Policy and Senior Citizens

A bill to amend section 22229 of Act No 368 of the Public
Acts of 1978, entitled as amended

"Public health code,"

as amended by Act No 88 of the Public Acts of 1993, being sec-
tion 333 22229 of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 22229 of Act No 368 of the Public Acts
2 of 1978, as amended by Act No 88 of the Public Acts of 1993,
3 being section 333 22229 of the Michigan Compiled Laws, is amended
4 to read as follows

5 Sec 22229 (1) The following proposed projects are subject
6 to comparative review

7 (a) Proposed projects specified as subject to comparative
8 review in a certificate of need review standard

1 (b) New beds in a health facility that is a hospital,
 2 hospital long-term care unit, or nursing home if there are
 3 multiple applications to meet the same need for projects that,
 4 when combined, exceed the need of the planning area as determined
 5 by the applicable certificate of need review standards

6 (2) Replacement beds in a hospital that are proposed for
 7 construction on the original site, on a contiguous site, within a
 8 5-mile radius of the original site if the hospital is located in
 9 a county with a population of less than 200,000, or within a
 10 2-mile radius of the original site if the hospital is located in
 11 a county with a population of 200,000 or more, are not subject to
 12 comparative review

13 (3) Replacement beds in a nursing home that is located in a
 14 nonrural county that are proposed for construction on the origi-
 15 nal site ~~—~~ OR on a contiguous site ~~—~~ or THAT ARE PROPOSED
 16 FOR CONSTRUCTION within a ~~2-mile~~ 5-MILE radius of the original
 17 site WITHIN THE CORPORATE CITY BOUNDARIES OF A CITY BEING SERVED
 18 BY THE BEDS BEING REPLACED AT THE TIME THE CERTIFICATE OF NEED
 19 APPLICATION IS FILED, AND WITHIN THE PLANNING AREA BEING SERVED
 20 BY THE BEDS BEING REPLACED AT THE TIME THE CERTIFICATE OF NEED
 21 APPLICATION IS FILED are not subject to comparative review

22 Replacement beds in a nursing home that is located in a rural
 23 county that are proposed for construction on the original site,
 24 on a contiguous site, or within the same planning area are not
 25 subject to comparative review

26 (4) The commission may approve certificate of need review
 27 standards that establish comparative review or an alternative

1 procedure for determining whether 1 or more of several qualified
2 applicants may be approved if the level of need is not sufficient
3 to justify approval of all qualified applicants If an applicant
4 involves more than 1 health facility, the applicant shall indi-
5 cate on the application the proposed site or sites for the
6 project and arrangements for the utilization and financing of the
7 covered clinical services