



Senate Fiscal Agency
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BILL ANALYSIS



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Senate Bill 836 (as reported without amendment)
Sponsor: Senator Dale L. Shugars
Committee: Health Policy and Senior Citizens

CONTENT

The bill would amend the Adult Foster Care Facility Licensing Act to provide that a licensee, who provided foster care to a resident enrolled in a licensed hospice program and whose assessment plan included a do-not-resuscitate order, would be considered to be protecting the health and safety of the resident if the licensee contacted the hospice program, under certain conditions.

Currently, a licensee (an entity that has been issued a license to operate an adult foster care facility) must provide "protection" to a resident; that is, it is "the continual responsibility of the licensee to take reasonable action to insure the health, safety, and well-being of a resident, including protection from physical harm...". The bill provides that a licensee providing foster care to a resident, who was enrolled in a licensed hospice program and whose assessment plan included a do-not-resuscitate order, would be considered to be providing protection to the resident if, in the event the resident suffered cessation of both spontaneous respiration and circulation, the licensee contacted the hospice program.

Currently, the Act defines "adult foster care facility" to include a facility for adults who are aged, mentally ill, developmentally disabled, or physically handicapped who require supervision on an ongoing basis but who *do not require continuous nursing care*. The bill provides that a resident of an adult foster care facility who was enrolled in a licensed hospice program would not be considered to require continuous nursing care, for purposes of the Act's requirement.

The bill is tie-barred to Senate Bill 452, which would create the "Michigan Do-Not-Resuscitate Procedure Act".

MCL 400.703 et al.

Legislative Analyst: G. Towne

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Date Completed: 2-8-96

Fiscal Analyst: P. Graham
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