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BILL ANALYSIS

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House Bill 4755 (Substitute S-1 as reported)
Sponsor: Representative Barb Vander Veen
House Committee: Health Policy
Senate Committee: Health Policy

CONTENT

The bill would amend the Public Health Code to include a violation of the Medical Records Access Act (proposed by House Bill 4706) among grounds for administrative sanctions; and would require a health agency or facility to comply with that Act. Under the Code, the Department of Community Health (DCH) may investigate activities related to the practice of a health profession by a licensee, a registrant, or an applicant for licensure or registration. The DCH must report its finding to the appropriate disciplinary subcommittee, which must impose administrative sanctions if it finds the existence of certain grounds, such as a violation of general duty, personal disqualifications, prohibited acts, or unethical business practices. The bill would add to the grounds for administrative sanctions a violation of the proposed Medical Records Access Act. The disciplinary subcommittee would have to order a reprimand; probation; the denial, suspension, or revocation of a license or registration; restitution; community service; and/or a fine.

The bill is tie-barred to House Bill 4706.

MCL 333.16221 et al.

Legislative Analyst: Julie Koval

FISCAL IMPACT

Costs associated with the investigation of health professionals and subsequent disciplinary subcommittee action would be covered with existing appropriations. Any fines collected for violations found as a result of this bill would be used to support current appropriations.

Date Completed: 2-26-04

Fiscal Analyst: Dana Patterson