

HOUSE BILL No. 6039

May 4, 2006, Introduced by Reps. Newell, Nofs, Emmons, Caul, David Law, Steil, Shaffer, Pavlov, Proos, Hansen, Green, Marleau, Casperson, Moore, Huizenga, Stahl, Meyer, Sheltrown, Wenke, Walker, Caswell, Hildenbrand, Stakoe, Adami, Farhat, Kahn, Vander Veen, Schuitmaker, Palsrok, Zelenko, Dillon, Mortimer, Taub, Van Regenmorter, Accavitti, Ball and Gaffney and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 2511.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **SEC. 2511. (1) THERE IS ESTABLISHED IN THE DEPARTMENT THE**
2 **HEALTHCARE INFORMATION TECHNOLOGY AND INFRASTRUCTURE DEVELOPMENT**
3 **FUND TO BE ADMINISTERED BY THE COMMISSION FOR THE PURPOSE OF**
4 **PROMOTING THE DEVELOPMENT AND ADOPTION OF HEALTHCARE INFORMATION**
5 **TECHNOLOGIES DESIGNED TO IMPROVE THE QUALITY, SAFETY, AND**
6 **EFFICIENCY OF HEALTHCARE SERVICES.**

7 **(2) MONEY IN THE FUND SHALL BE USED FOR ESTABLISHED REGIONAL**
8 **HEALTH INFORMATION ORGANIZATIONS AND OTHER PROJECTS AUTHORIZED BY**
9 **THE COMMISSION AND MAY BE EXPENDED BY CONTRACT, LOAN, OR GRANT, TO**

1 DEVELOP, MAINTAIN, EXPAND, AND IMPROVE THE STATE'S HEALTHCARE
2 INFORMATION TECHNOLOGY INFRASTRUCTURE AND TO ASSIST HEALTHCARE
3 FACILITIES AND HEALTH SERVICE PROVIDERS IN ADOPTING HEALTHCARE
4 INFORMATION TECHNOLOGIES SHOWN TO IMPROVE HEALTHCARE QUALITY,
5 SAFETY, OR EFFICIENCY. THE COMMISSION SHALL DEVELOP CRITERIA FOR
6 THE SELECTION OF PROJECTS TO BE FUNDED FROM THE FUND AND CRITERIA
7 FOR ELIGIBLE REGIONAL HEALTH INFORMATION ORGANIZATIONS AND
8 HEALTHCARE INFORMATION TECHNOLOGY AND INFRASTRUCTURE PROJECTS TO BE
9 FUNDED UNDER THIS PART.

10 (3) THE DIRECTOR IS AUTHORIZED TO ACCEPT ANY GRANT, DEVISE,
11 BEQUEST, DONATION, GIFT, SERVICES IN KIND, ASSIGNMENT OF MONEY,
12 BONDS, OR MONEY APPROPRIATED BY THE LEGISLATURE OR RECEIVED FROM
13 INSURERS, FOR DEPOSIT IN AND CREDIT OF THE FUND. THE COMMISSION IS
14 AUTHORIZED TO EXPEND FROM THE HEALTHCARE INFORMATION TECHNOLOGY AND
15 INFRASTRUCTURE DEVELOPMENT FUND ANY MONEY DEPOSITED INTO THE FUND
16 FOR THE PURPOSES SET FORTH IN SUBSECTION (2).

17 (4) NOTWITHSTANDING ANY PROVISION OF ITS ARTICLES OF
18 INCORPORATION, BYLAWS, OR OTHER ENABLING DOCUMENTS OR LAWS TO THE
19 CONTRARY, A HEALTH INSURER, HEALTH MAINTENANCE ORGANIZATION, HEALTH
20 PLAN, OR NONPROFIT HEALTH CARE CORPORATION IS AUTHORIZED TO
21 ALLOCATE SUMS OF MONEY DERIVED FROM THE COLLECTIONS OF PREMIUMS TO
22 THE HEALTHCARE INFORMATION TECHNOLOGY AND INFRASTRUCTURE
23 DEVELOPMENT FUND. NOTWITHSTANDING ANY PROVISION OF ITS ARTICLES OF
24 INCORPORATION, BYLAWS, OR OTHER ENABLING DOCUMENTS OR LAW TO THE
25 CONTRARY, AN INSURER, HEALTH MAINTENANCE ORGANIZATION, HEALTH PLAN,
26 OR NONPROFIT HEALTH CARE CORPORATION IS FURTHER AUTHORIZED TO
27 EXPEND ON AN ANNUAL BASIS A SUM OF MONEY EQUAL TO NOT MORE THAN 5%

1 OF ITS PREVIOUS YEAR'S PREMIUM INCOME FOR A PROJECT APPROVED BY THE
2 COMMISSION, WITH THE CONCURRENCE OF THE STATE INSURANCE
3 COMMISSIONER. THE COMMISSION IS AUTHORIZED TO APPROVE PROJECTS
4 WHICH ARE IN CONFORMANCE WITH THIS SECTION.

5 (5) THE COMMISSION SHALL PREPARE AND ISSUE AN ANNUAL REPORT
6 NOT LATER THAN JANUARY 30 OF EACH YEAR OUTLINING IN SPECIFIC DETAIL
7 THE AMOUNT OF FUNDS SPENT FROM THE FUND IN THE PREVIOUS YEAR, A
8 STATUS REPORT ON THE PROJECTS FUNDED, PROGRESS TO DATE IN
9 IMPLEMENTING A STATEWIDE HEALTHCARE INFORMATION INFRASTRUCTURE, AND
10 RECOMMENDATIONS FOR FUTURE INVESTMENTS AND PROJECTS.

11 Enacting section 1. This amendatory act does not take effect
12 unless House Bill No. 5336 of the 93rd Legislature is enacted into
13 law.