

# SENATE BILL No. 368

April 12, 2005, Introduced by Senators SWITALSKI, JACOBS, HARDIMAN, OLSHOVE and CHERRY 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 21555.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 21555. (1) TO EXAMINE MEANS TO IMPROVE PATIENT SAFETY AND  
2        REDUCE HOSPITAL-ACQUIRED INFECTIONS IN THIS STATE, THE GOVERNOR  
3        SHALL CREATE AND APPOINT A COMMISSION ON HOSPITAL-ACQUIRED  
4        INFECTIONS WITHIN THE DEPARTMENT OF COMMUNITY HEALTH OR DESIGNATE  
5        AN EXISTING ORGANIZATION TO ACT AS THE STATE COMMISSION ON  
6        HOSPITAL-ACQUIRED INFECTIONS. IF THE GOVERNOR CHOOSES TO DESIGNATE  
7        AN EXISTING ORGANIZATION TO ACT AS THE STATE COMMISSION, THE  
8        ORGANIZATION SHALL INCLUDE, BUT IS NOT LIMITED TO, INDIVIDUALS WITH  
9        EDUCATION, EXPERIENCE, AND EXPERTISE IN HEALTH AND HUMAN SERVICES,

1 INFECTION CONTROL, AND EPIDEMIOLOGY. IF THE GOVERNOR CHOOSES TO  
2 CREATE A COMMISSION, THE COMMISSION SHALL CONSIST OF 7 MEMBERS, 3  
3 OF WHOM ARE APPOINTED JOINTLY BY THE SPEAKER OF THE HOUSE OF  
4 REPRESENTATIVES AND THE SENATE MAJORITY LEADER AND 4 OF WHOM ARE  
5 APPOINTED BY THE GOVERNOR AS FOLLOWS:

6 (A) ONE INDIVIDUAL FROM THE GENERAL PUBLIC WHO HAS EXPERIENCE  
7 IN HOSPITAL OPERATIONS AND INFECTION CONTROL.

8 (B) FOUR INDIVIDUALS REPRESENTING HOSPITALS WHOSE PRIMARY  
9 PROFESSION IS FOCUSING ON THE CONTROL AND ELIMINATION OF HOSPITAL-  
10 ACQUIRED INFECTIONS.

11 (C) TWO EPIDEMIOLOGISTS WHO SPECIALIZE IN HOSPITAL-ACQUIRED  
12 INFECTIONS.

13 (2) WITHIN 1 YEAR AFTER THE COMMISSION IS APPOINTED OR  
14 DESIGNATED BY THE GOVERNOR, THE COMMISSION SHALL DEVELOP  
15 RECOMMENDATIONS AND ISSUE A WRITTEN REPORT OF THOSE RECOMMENDATIONS  
16 FOR THE HOSPITAL INDUSTRY ON THE BEST PRACTICES FOR MINIMIZING AND  
17 ELIMINATING HOSPITAL-ACQUIRED INFECTIONS THAT ARE CONSISTENT WITH  
18 THE CENTERS FOR DISEASE CONTROL AND PREVENTION GUIDELINES.

19 (3) THE COMMISSION SHALL CONDUCT PUBLIC HEARINGS AND CONSIDER  
20 ALL INFORMATION RECEIVED FROM THOSE PUBLIC HEARINGS IN MAKING ITS  
21 RECOMMENDATIONS AS REQUIRED UNDER SUBSECTION (2).

22 (4) THE COMMISSION SHALL CONDUCT A STUDY OF PEER-REVIEWED  
23 LITERATURE ON THE SUBJECT OF HOSPITAL-ACQUIRED INFECTIONS AND THE  
24 BEST PRACTICES FOR REDUCING AND ELIMINATING HOSPITAL-ACQUIRED  
25 INFECTIONS.

26 (5) THE COMMISSION SHALL CONDUCT ITS BUSINESS AS THE  
27 COMMISSION AT A PUBLIC MEETING OF THE COMMISSION HELD IN COMPLIANCE

1 WITH THE OPEN MEETINGS ACT, 1976 PA 267, MCL 15.261 TO 15.275. THE  
2 COMMISSION SHALL GIVE PUBLIC NOTICE OF THE TIME, DATE, AND PLACE OF  
3 THE MEETING IN THE MANNER REQUIRED BY THE OPEN MEETINGS ACT, 1976  
4 PA 267, MCL 15.261 TO 15.275.

5 (6) THE COMMISSION SHALL MAKE AVAILABLE TO THE PUBLIC A  
6 WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF, OR RETAINED BY  
7 THE COMMISSION IN THE PERFORMANCE OF AN OFFICIAL FUNCTION OF THE  
8 COMMISSION IN COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT, 1976  
9 PA 442, MCL 15.231 TO 15.246.

10 (7) AS USED IN THIS SECTION, "COMMISSION" MEANS THE COMMISSION  
11 CREATED AND APPOINTED AS PROVIDED UNDER SUBSECTION (1) OR THE  
12 ORGANIZATION DESIGNATED TO ACT AS THE COMMISSION BY THE GOVERNOR AS  
13 PROVIDED UNDER SUBSECTION (1).