

SENATE BILL No. 1121

March 7, 2006, Introduced by Senators STAMAS, GOSCHKA, HARDIMAN, HAMMERSTROM and BIRKHOLZ and referred to the Committee on Health Policy.

A bill to amend 1974 PA 258, entitled
"Mental health code,"
by amending section 409 (MCL 330.1409), as amended by 2004 PA 555.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 409. (1) Each community mental health services program
2 shall establish 1 or more preadmission screening units with 24-hour
3 availability to provide assessment and screening services for
4 individuals being considered for admission into hospitals or
5 alternative treatment programs. The community mental health
6 services program shall employ mental health professionals **OR**
7 **INDIVIDUALS WHO POSSESS A BACHELOR'S DEGREE IN SOCIAL WORK** to
8 provide the preadmission screening services or contract with
9 another agency ~~—, which shall meet~~ **THAT MEETS** the requirements of
10 this section. Preadmission screening unit staff shall be supervised

1 by a registered professional nurse or other mental health
2 professional possessing at least a master's degree.

3 (2) Each community mental health services program shall
4 provide the address and telephone number of its preadmission
5 screening unit or units to law enforcement agencies, the
6 department, the court, and hospital emergency rooms.

7 (3) A preadmission screening unit shall assess an individual
8 being considered for admission into a hospital operated by the
9 department or under contract with the community mental health
10 services program. If the individual is clinically suitable for
11 hospitalization, the preadmission screening unit shall authorize
12 voluntary admission to the hospital.

13 (4) If the preadmission screening unit of the community mental
14 health services program denies hospitalization, the individual or
15 the person making the application may request a second opinion from
16 the executive director. The executive director shall arrange for an
17 additional evaluation by a psychiatrist, other physician, or
18 licensed psychologist to be performed within 3 days, excluding
19 Sundays and legal holidays, after the executive director receives
20 the request. If the conclusion of the second opinion is different
21 from the conclusion of the preadmission screening unit, the
22 executive director, in conjunction with the medical director, shall
23 make a decision based on all clinical information available. The
24 executive director's decision shall be confirmed in writing to the
25 individual who requested the second opinion, and the confirming
26 document shall include the signatures of the executive director and
27 medical director or verification that the decision was made in

1 conjunction with the medical director. If an individual is assessed
2 and found not to be clinically suitable for hospitalization, the
3 preadmission screening unit shall provide appropriate referral
4 services.

5 (5) If an individual is assessed and found not to be
6 clinically suitable for hospitalization, the preadmission screening
7 unit shall provide information regarding alternative services and
8 the availability of those services, and make appropriate referrals.

9 (6) A preadmission screening unit shall assess and examine, or
10 refer to a hospital for examination, an individual who is brought
11 to the unit by a peace officer or ordered by a court to be
12 examined. If the individual meets the requirements for
13 hospitalization, the preadmission screening unit shall designate
14 the hospital to which the individual shall be admitted. The
15 preadmission screening unit shall consult with the individual and,
16 if the individual agrees, it shall consult with the individual's
17 family member of choice, if available, as to the preferred hospital
18 for admission of the individual.

19 (7) If the individual chooses a hospital not under contract
20 with a community mental health services program, and the hospital
21 agrees to the admission, the preadmission screening unit shall
22 refer the individual to the hospital that is requested by the
23 individual. Any financial obligation for the services provided by
24 the hospital shall be satisfied from funding sources other than the
25 community mental health services program, the department, or other
26 state or county funding.