

HOUSE BILL No. 5958

March 17, 2010, Introduced by Reps. Smith, Warren and Kennedy and referred to the Committee on Judiciary.

A bill to amend 1967 PA 270, entitled

"An act to provide for the collection, reporting, and release of certain information or data relating to health care research or education, patient safety, health care entities, practitioners, or professions, or certain governmentally funded programs; to limit the liability with respect to the collection, reporting, and release of certain information or data; and to safeguard the confidential character of certain information or data,"

by amending section 2 (MCL 331.532), as amended by 1993 PA 86.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 2. (1) ~~The~~ **EXCEPT AS PROVIDED IN SUBSECTION (2), THE**
2 release or publication of a record of the proceedings or of the
3 reports, findings, and conclusions of a review entity shall be for
4 1 or more of the following purposes:
5 (a) To advance health care research or health care education.
6 (b) To maintain the standards of the health care professions.
7 (c) To protect the financial integrity of any governmentally

1 funded program.

2 (d) To provide evidence relating to the ethics or discipline
3 of a health care provider, entity, or practitioner.

4 (e) To review the qualifications, competence, and performance
5 of a health care professional with respect to the selection and
6 appointment of the health care professional to the medical staff of
7 a health facility.

8 (f) To comply with section 20175 of the public health code,
9 ~~Act No. 368 of the Public Acts of 1978, being section 333.20175 of~~
10 ~~the Michigan Compiled Laws.1978 PA 368, MCL 333.20175.~~

11 (2) THE REVIEW ENTITY RESPONSIBLE FOR MORTALITY AND MORBIDITY
12 RECORDS, REPORTS, FINDINGS, AND CONCLUSIONS REGARDING PRISONERS
13 UNDER THE JURISDICTION OF THE DEPARTMENT OF CORRECTIONS SHALL
14 RELEASE THOSE RECORDS, REPORTS, FINDINGS, AND CONCLUSIONS TO THE
15 LEGISLATIVE CORRECTIONS OMBUDSMAN TO THE EXTENT REQUIRED UNDER
16 SECTION 5 OF 1975 PA 46, MCL 4.355.

17 Enacting section 1. This amendatory act does not take effect
18 unless Senate Bill No.____ or House Bill No. 5959(request no.
19 06252'10) of the 95th Legislature is enacted into law.