

SENATE BILL No. 1142

October 20, 2016, Introduced by Senators KNOLLENBERG, MACGREGOR and
MARLEAU and referred to the Committee on Regulatory Reform.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 20106 (MCL 333.20106), as amended by 2015 PA
104.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 20106. (1) "Health facility or agency", except as
2 provided in section 20115, means:

3 (a) An ambulance operation, aircraft transport operation,
4 nontransport prehospital life support operation, or medical first
5 response service.

6 (b) A county medical care facility.

7 (c) A freestanding surgical outpatient facility.

8 (d) A health maintenance organization.

9 (e) A home for the aged.

1 (f) A hospital.

2 (g) A nursing home.

3 (h) A hospice.

4 (i) A hospice residence.

5 (j) A facility or agency listed in subdivisions (a) to (g)
6 located in a university, college, or other educational institution.

7 (2) "Health maintenance organization" means that term as
8 defined in section 3501 of the insurance code of 1956, 1956 PA 218,
9 MCL 500.3501.

10 (3) "Home for the aged" means a supervised personal care
11 facility, other than a hotel, adult foster care facility, hospital,
12 nursing home, or county medical care facility, that provides,
13 **THROUGH A SINGLE ENTITY OR COMMONLY OWNED AND CONTROLLED ENTITIES,**
14 room, board, and supervised personal care to 21 or more unrelated,
15 nontransient, individuals 60 years of age or older. Home for the
16 aged includes a supervised personal care facility for 20 or fewer
17 individuals 60 years of age or older if the facility is operated **BY**
18 **A SINGLE ENTITY OR COMMONLY OWNED AND CONTROLLED ENTITIES** in
19 conjunction with and as a distinct part of a licensed nursing home.
20 Home for the aged does not include an area excluded from this
21 definition by section ~~17(3)~~**17** of the continuing care community
22 disclosure act, 2014 PA 448, MCL 554.917.

23 (4) "Hospice" means a health care program that provides a
24 coordinated set of services rendered at home or in outpatient or
25 institutional settings for individuals suffering from a disease or
26 condition with a terminal prognosis.

27 (5) "Hospital" means a facility offering inpatient, overnight

1 care, and services for observation, diagnosis, and active treatment
2 of an individual with a medical, surgical, obstetric, chronic, or
3 rehabilitative condition requiring the daily direction or
4 supervision of a physician. Hospital does not include a mental
5 health hospital licensed or operated by the department of ~~community~~
6 health **AND HUMAN SERVICES** or a hospital operated by the department
7 of corrections.

8 (6) "Hospital long-term care unit" means a nursing care
9 facility, owned and operated by and as part of a hospital,
10 providing organized nursing care and medical treatment to 7 or more
11 unrelated individuals suffering or recovering from illness, injury,
12 or infirmity.

13 Enacting section 1. This amendatory act takes effect 90 days
14 after the date it is enacted into law.