

Legislative Analysis



STATE RECIPIENT RIGHTS ADVISORY COMMITTEE

Phone: (517) 373-8080
<http://www.house.mi.gov/hfa>

House Bill 4218 as introduced
Sponsor: Rep. Jamie Thompson
Committee: Health Policy
Complete to 5-20-25

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 4218 would amend the Mental Health Code to increase the number of appointed members on the State Recipient Rights Advisory Committee¹ from 12 to 15. The three additional members, to be appointed by the director of the Department of Health and Human Services (DHHS) beginning on the effective date of the bill, would be as follows:

- One individual who represents the interests of Disability Rights Michigan.²
- One individual who represents the interests of the Mental Health Association in Michigan.³
- One individual who represents the interests of the Arc Michigan.⁴

The bill also would prohibit an individual who is employed by, serving under, or otherwise a part of the executive office at DHHS from serving on the committee. Any such individual already serving on the committee would have to be replaced no later than 30 days after the effective date of the bill.

MCL 330.1100d and 330.1756

BACKGROUND:

State law requires the State Recipient Rights Advisory Committee to do all of the following:

- Serve in an advisory capacity to the director of DHHS and the director of the State Office of Recipient Rights.⁵
- Recommend to the director of DHHS candidates for the position of director of the State Office of Recipient Rights.
- Consult with the director of DHHS on any proposed dismissal of the director of the State Office of Recipient Rights.
- Protect the State Office of Recipient Rights from pressures that could interfere with the impartial, even-handed, and thorough performance of its functions.
- Review and provide comments on the annual report on recipient rights that the State Office of Recipient Rights must submit to the director of DHHS and relevant legislative committees under section 754 of the code.⁶

¹ <https://www.michigan.gov/mdhhs/keep-mi-healthy/mentalhealth/mentalhealth/recipientrights/about/mdhhs-orr-recipient-rights-advisory-committee>

² <https://www.drmmich.org/>

³ <https://www.mha-mi.com/>

⁴ <https://arcmi.org/>

⁵ <https://www.michigan.gov/mdhhs/keep-mi-healthy/mentalhealth/mentalhealth/recipientrights>

⁶ See subsection (6)(o): <https://www.legislature.mi.gov/Laws/MCL?objectName=MCL-330-1754>

The 12 members of the committee currently provided for in the code are also appointed by the director of DHHS. The law requires the backgrounds of these members to be broadly based to best represent the varied perspectives of DHHS staff, government officials, attorneys, mental health services program staff, private providers of mental health services, recipients of mental health services, and recipient interest groups. At least four members must be either primary consumers of mental health services or their family members, and at least two of those four must be primary consumers.

FISCAL IMPACT:

House Bill 4218 would have a negligible fiscal impact on the state and local units of government.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.