

**PUBLIC HEALTH CODE (EXCERPT)**  
**Act 368 of 1978**

**333.22211 Certificate of need commission; creation; appointment, qualifications, and terms of members; vacancy; laws to which commission members subject.**

Sec. 22211. (1) The certificate of need commission is created in the department. The commission consists of 11 members appointed by the governor with the advice and consent of the senate. The governor shall not appoint more than 6 members from the same major political party and shall appoint 5 members from another major political party. The commission consists of the following 11 members:

- (a) Two individuals representing hospitals.
- (b) One individual representing physicians licensed under part 170 to engage in the practice of medicine.
- (c) One individual representing physicians licensed under part 175 to engage in the practice of osteopathic medicine and surgery.
- (d) One individual who is a physician licensed under part 170 or 175 representing a school of medicine or osteopathic medicine.
- (e) One individual representing nursing homes.
- (f) One individual representing nurses.
- (g) One individual representing a company that is self-insured for health coverage.
- (h) One individual representing a company that is not self-insured for health coverage.
- (i) One individual representing a nonprofit health care corporation operating pursuant to the nonprofit health care corporation reform act, 1980 PA 350, MCL 550.1101 to 550.1704, or a nonprofit mutual disability insurer into which a nonprofit health care corporation has merged as provided in section 5805(1) of the insurance code of 1956, 1956 PA 218, MCL 500.5805.
- (j) One individual representing organized labor unions in this state.

(2) In making appointments, the governor shall, to the extent feasible, assure that the membership of the commission is broadly representative of the interests of all of the people of this state and of the various geographic regions.

(3) A member of the commission shall serve for a term of 3 years or until a successor is appointed. A vacancy on the commission shall be filled for the remainder of the unexpired term in the same manner as the original appointment.

(4) Commission members are subject to the following:

- (a) 1968 PA 317, MCL 15.321 to 15.330.
- (b) 1973 PA 196, MCL 15.341 to 15.348.
- (c) 1978 PA 472, MCL 4.411 to 4.431.

**History:** Add. 1988, Act 332, Eff. Oct. 1, 1988;—Am. 2002, Act 619, Eff. Mar. 31, 2003;—Am. 2014, Act 107, Imd. Eff. Apr. 10, 2014.

**Popular name:** Act 368