

PUBLIC HEALTH CODE (EXCERPT)
Act 368 of 1978

333.22221 Duties of department generally.

Sec. 22221. The department shall do all of the following:

- (a) Subject to approval by the commission, promulgate rules to implement its powers and duties under this part.
- (b) Report to the commission at least annually on the performance of the department's duties under this part.
- (c) Develop proposed certificate of need review standards for submission to the commission.
- (d) Administer and apply certificate of need review standards. In the review of certificate of need applications, the department shall consider relevant written communications from any person.
- (e) Designate adequate staff or other resources to directly assist hospitals and nursing homes with less than 100 beds in the preparation of applications for certificates of need.
- (f) By October 1 of each year, report to the commission regarding the costs to the department of implementing this part and the certificate of need application fees collected under section 20161 in the immediately preceding state fiscal year.
- (g) Annually adjust the \$2,500,000.00 threshold set forth in section 22203(9) by an amount determined by the state treasurer to reflect the annual percentage change in the Consumer Price Index, using data from the immediately preceding period of July 1 to June 30. As used in this subdivision, "Consumer Price Index" means the most comprehensive index of consumer prices available for this state from the Bureau of Labor Statistics of the United States Department of Labor.
- (h) Annually review the application process, including all forms, reports, and other materials that are required to be submitted with the application. If needed to promote administrative efficiency, revise the forms, reports, and any other materials required with the application.
- (i) By October 1, 2003, create a consolidated application for a certificate of need for the relocation or replacement of an existing health facility.
- (j) In consultation with the commission, define single project as it applies to capital expenditures.

History: Add. 1988, Act 332, Eff. Oct. 1, 1988;—Am. 1993, Act 88, Imd. Eff. July 9, 1993;—Am. 2002, Act 619, Eff. Mar. 31, 2003;—Am. 2022, Act 265, Imd. Eff. Dec. 22, 2022.

Popular name: Act 368