

HOME HELP CAREGIVER COUNCIL ACT (EXCERPT)
Act 144 of 2024

400.802 Definitions.

Sec. 2. As used in this act:

(a) "Activities of daily living" includes eating, toileting, bathing, grooming, dressing, mobility, and transferring.

(b) "Agency provider" means any of the following:

(i) A current Medicare certified home health agency.

(ii) An entity, other than the department, with a federal employer identification number that directly employs or contracts with caregivers to provide home or community-based services.

(iii) A community mental health services program under section 202 of the mental health code, 1974 PA 258, MCL 330.1202, that works with clients who use arrangements that support self-determination.

(c) "Bargaining representative" means that term as defined in section 1 of 1947 PA 336, MCL 423.201.

(d) "Board" means the board of directors of the council.

(e) "Council" means the home help caregiver council created in this act.

(f) "Department" means the department of health and human services.

(g) "Individual home help caregiver" means a caregiver, selected by a participant or the participant's representative, who provides individual home help services to a participant. Individual home help caregiver does not include a caregiver who provides services through an agency provider, an integrated care organization, or other similar entity.

(h) "Individual home help service" means services under the Home Help Program that provides assistance with 1 or more activities of daily living or instrumental activities of daily living through caregivers in a home or community-based setting.

(i) "Instrumental activities of daily living" includes, but is not limited to, tasks such as laundry, light housework, shopping, meal preparation or clean up, and medication administration.

(j) "Integrated care organization" means a managed care entity under 42 CFR part 438 that has contracted with the department and the Centers for Medicare and Medicaid Services to provide Medicare and Medicaid covered services to individuals who are dually eligible for full Medicare and Medicaid.

(k) "Interested parties advisory group" means the individuals described in section 3(14) that make recommendations concerning adequate payments and other workforce supports for personal care attendants providing services under the state Medicaid program.

(l) "Participant" means a person who receives individual home help services.

(m) "Participant's representative" means a participant's legal guardian or an individual having the authority and responsibility to act on behalf of a participant with respect to the provision of individual home help services.

History: 2024, Act 144, Eff. Apr. 2, 2025.