

DEPARTMENT OF COMMUNITY HEALTH

MEDICAL SERVICES ADMINISTRATION

**PROHIBITION OF DISCRIMINATION IN THE MEDICAL ASSISTANCE
PROGRAM AND THE GENERAL ASSISTANCE MEDICAL PROGRAM**

(By authority conferred on the director of the department of social services by sections 6, 10, and 14 of Act No. 280 of the Public Acts of 1939, as amended, and section 453 of Act No. 380 of the Public Acts of 1965, as amended, being SS400.6, 400.10, 400.14, and 16.553 of the Michigan Compiled Laws)

R 400.7171 Definitions.

Rule 1. As used in these rules:

- (a) "Department" means the department of social services, its officials, or agents.
- (b) "General assistance medical program" means the department's program to provide for medical assistance established by sections 14 and 55 of Act No. 280 of the Public Acts of 1939, as amended, being SS400.14 and 400.55 of the Michigan Compiled Laws.
- (c) "Medical assistance program" means the department's program to provide for medical assistance established by section 105 of Act No. 280 of the Public Acts of 1939, as amended, being S400.105 of the Michigan Compiled Laws, and title 19 of the federal social security act, 42 U.S.C. S1396 et seq.
- (d) "Provider" means an individual, firm, corporation, association, agency, institution, or other legal entity which has been approved to provide medical assistance to a recipient pursuant to the medical assistance program or the general assistance medical program.
- (e) "Recipient" means an individual eligible to receive medical assistance through the department.

History: 1980 AACCS.

R 400.7172 Discrimination in general assistance medical and medical assistance programs prohibited.

Rule 2. (1) Services provided to recipients by providers pursuant to and within the limits of the medical assistance program and the general assistance medical program shall be of the same scope, quality, and delivery as those provided to the general public.

(2) A provider shall not discriminate in the rendering of medical services to a recipient on the basis of age, race, creed, color, sex, physical or mental handicap, national origin, marital status, or sexual preference.

History: 1980 AACCS.

R 400.7173 Compliance.

Rule 3. (1) The department shall investigate all complaints or alleged violations of R 400.7172.

(2) The department shall notify a complainant in writing of the disposition of a complaint.

(3) Failure to comply with R 400.7172 may constitute grounds for suspension or termination of a provider's participation in the medical assistance program and the general assistance medical program.

History: 1980 AACs.