

**Department of Licensing and Regulatory Affairs  
Bureau of Community and Health Systems**

**NOTICE OF PUBLIC HEARING**

**Thursday, June 6, 2019**

**2:00 pm**

Location: G. Mennen Williams Building - Auditorium  
525 W. Ottawa Street, Lansing, Michigan

The hearing is held to receive public comments on the following administrative rules:

**Licensing Health Facilities or Agencies (ORR # 2017-101 LR LR)**

**Authority:** (By authority conferred on the department of licensing and regulatory affairs by sections 20115, 20131, 20132, 20141, 20171, 21419, 21521, 21523, 21561, 21562, 21563, 21615, 21741, and 21795 of the public health code, 1978 PA 368, MCL 333.20115, 333.20131, 333.20132, 333.20141, 333.20171, 333.21419, 333.21521, 333.21523, 333.21561, 333.21562, 333.21563, 333.21615, 333.21741, and 333.21795, and Executive Reorganization Order Nos. 1994-1, 1996-1, 1997-4, 2003-1, 2009-20, 2011-4 and 2015-1, MCL 333.26322, 330.3101, 333.26324, 445.2011, 333.26366, 445.2030 and 400.227)

**Overview:** This **new** single set of administrative rules replaces six individual rules sets for the licensing health facilities and agencies. This new rule set has been updated to comport with current practice standards, to harmonize them with current federal law and regulations, and to reflect the current organization of state licensing functions. The purpose of promulgating a single new rule set for health facility or agency licensing is to better protect the health safety and welfare of individuals receiving care and services in or from a health facility or agency and to assure the medical accountability for reimbursed care provided by a certified health facility or agency participating in a federal or state health program.

**Complaints (ORR # 2017-095 LR)**

**Authority:** By authority conferred on the department of licensing and regulatory affairs by section 21741 of the public health code, 1978 PA 368, MCL 333.21741, section 33 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, and Executive Reorganization Order Nos. 1996-2, 2003-1, and 2011-4, MCL 445.2001, 445.2011 and 445.2030.

**Public Inspection of License Records (ORR # 2017-096 LR)**

**Authority:** By authority conferred on the department of licensing and regulatory affairs by section 21741 of the public health code, 1978 PA 368, MCL 333.21741, section 33 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, and Executive Reorganization Order Nos. 1996-2, 2003-1, and 2011-4, MCL 445.2001, 445.2011 and 445.2030.

**Hospice and Hospice Residences (ORR # 2017-097 LR)**

**Authority:** By authority conferred on the department of licensing and regulatory affairs by section 21419 of the public health code, 1978 PA 368, MCL 333.21419, and Executive Reorganization Order Nos. 1996-1, 1996-2, 2003-1, and 2011-4, MCL 330.3101, 445.2001, 445.2011, and 445.2030.

**Minimum Standards for Hospitals (ORR # 2017-098 LR)**

**Authority:** By authority conferred on the department of licensing and regulatory affairs by sections 2226(d), 2233, and 20171 of the public health code, 1978 PA 368, MCL 333.2226 (d), 333.2233, and 333.20171, section 9 of the executive organization act of 1965, 1965 PA 380, MCL 16.109 and Executive Reorganization Order Nos. 1996-1, 1996-2, 2003-1 and 2011-4, MCL 330.3101, 445.2001, 445.2011, and 445.2030

### **Nursing Homes and Nursing Care Facilities (ORR # 2017-099 LR)**

**Authority:** By authority conferred on the department of licensing and regulatory affairs by sections 2226(d), 2233, 20115, 20145, 20171, 21741, and 21795 of the public health code, 1978 PA 368, MCL 333.2226(d), 333.2233, 333.20115, 333.20145, 333.20171, 333.21741, and 333.21795; section 9 of the executive organization act of 1965, 1965 PA 380, MCL 16.109; and, Executive Reorganization Order Nos. 2003-1 and 2011-4, MCL 445.2011, and 445.2030.

### **Freestanding Surgical Outpatient Facilities (ORR # 2017-100 LR)**

**Authority:** By authority conferred on the department of licensing and regulatory affairs by sections 2226(d), 2233, 20115, 20145, 20161, 20171, and 20155 of the public health code, 1978 PA 368, MCL 333.2226(d), 333.2233, 333.20115, 333.20145, 333.20161, 333.20171, and 333.20155; section 9 of the executive reorganization act of 1965, 1965 PA 380, MCL 16.109, and Executive Reorganization Order Nos. 2003-1 and 2011-4, MCL 445.2011, and 445.2030.

**Overview:** The above 6 rules sets are being rescinded and replaced by one new single rule set: licensing health facilities and agencies (2017-101 LR).

The rules will take effect immediately upon filing with the Secretary of State, unless specified otherwise in the rules. Comments on the proposed rules may be presented in person at the public hearing. Written comments will also be accepted until 5:00 p.m. on Friday, June 7, 2019 at the following address or e-mail address:

Department of Licensing and Regulatory Affairs  
Bureau of Community and Health Systems  
P.O. Box 30664  
Lansing, MI 48909-8170  
Attention: Tammy Bagby Email: LARA-BCHS-Training@michigan.gov

A copy of the proposed rules may be obtained by contacting (517) 335-4084 or at the email address noted above. Electronic copies also may be obtained at the following link:

[https://dtmb.state.mi.us/DTMBORR/AdminCode.aspx?AdminCode=Department&Dpt=LR&Level\\_1=Bureau+of+Community+and+Health+Systems](https://dtmb.state.mi.us/DTMBORR/AdminCode.aspx?AdminCode=Department&Dpt=LR&Level_1=Bureau+of+Community+and+Health+Systems)

The meeting site and parking are accessible. Individuals attending the meeting are requested to refrain from using heavily scented personal care products, in order to enhance accessibility for everyone. People with disabilities requiring additional accommodations (such as materials in alternative format) in order to participate in the meeting should call (517) 241-7500.