



# HOUSE BILL No. 5000

October 14, 1999, Introduced by Rep. Callahan and referred to the Committee on Regulatory Reform.

A bill to amend 1945 PA 109, entitled

"An act to protect and promote the public health and welfare and to enable boards of supervisors of certain counties to acquire, own, construct, establish, maintain and operate hospitals, county general hospitals, sanatoria and other institutions for the treatment of persons suffering from contagious and infectious diseases and for the treatment of indigent persons suffering from any physical ailment or impairment, and for temporary detention of mentally ill patients, both non-indigent and indigent, to authorize emergency treatment for emergency cases, to levy a tax therefor, appoint hospital trustees, authorize operation of hospitals by boards of county institutions, provide suitable means for the care of such afflicted persons, to limit the liability of counties maintaining such hospitals in respect to such cases, and to repeal acts inconsistent herewith,"

by amending section 12a (MCL 331.212a).

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 12a. (1) ~~It shall be competent and lawful for the~~  
2 ~~board of supervisors of any county in this state now or hereafter~~  
3 ~~having~~ THE COUNTY BOARD OF COMMISSIONERS FOR A COUNTY WITH a  
4 population of more than 1,000,000 as determined by the latest ~~of~~

~~1 each succeeding federal decennial census to~~ MAY acquire, own,  
~~2 construct, establish, maintain, and operate, in the same manner~~  
~~3 and by the same means as is provided by~~ IN this act for ~~the~~  
~~4 acquisition, construction, establishment, maintenance and opera-~~  
~~5 tion of~~ other hospitals authorized by this act, a county general  
~~6 hospital for the treatment of persons suffering from contagious~~  
~~7 and infectious diseases, and~~ for the treatment of indigent per-  
~~8 sons suffering from any~~ A physical ailment or impairment, and  
~~9 for the emergency treatment of any~~ A person who, ~~in~~  
~~10 emergency,~~ through accident or illness, would ordinarily be in  
~~11 danger of loss of life or serious bodily impairment. , includ-~~  
~~12 ing persons hospitalized under the provisions of Act No. 267 of~~  
~~13 the Public Acts of 1915, as amended, being sections 404.101 to~~  
~~14 404.112, inclusive, of the Compiled Laws of 1948.~~

~~15 (2) The board of supervisors, in the case of construction~~  
~~16 of such~~ IF CONSTRUCTING A county general hospital, THE COUNTY  
~~17 BOARD OF COMMISSIONERS shall designate the site on which such~~  
~~18 WHERE THE county general hospital shall be~~ IS placed. The  
~~19 COUNTY board of supervisors~~ COMMISSIONERS shall also determine  
~~20 the sum or sums of money to be appropriated for the acquisi-~~  
~~21 tion, ownership, construction, establishment and maintenance of~~  
~~22 said~~ TO ACQUIRE, OWN, CONSTRUCT, ESTABLISH, MAINTAIN, AND OPER-  
~~23 ATE THE county general hospital , and for operational and~~  
~~24 equipment purposes. In any~~

~~25 (3) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, IF A~~  
~~26 county having~~ WITH a population of more than 1,000,000, as  
~~27 determined by the latest of each succeeding~~ federal decennial

1 census, maintaining ~~or which shall hereafter maintain a county~~  
 2 ~~infirmery,~~ A county hospital or institution operated by a board  
 3 of county institutions appointed pursuant to the provisions of  
 4 section 55 of ~~Act No. 280 of the Public Acts of 1939, as~~  
 5 ~~amended, being section 400.55 of the Compiled Laws of 1948~~ THE  
 6 SOCIAL WELFARE ACT, 1939 PA 280, MCL 400.55, the ~~said~~ board of  
 7 county institutions ~~shall have and exercise~~ HAS direction, con-  
 8 trol, and supervision over ~~such~~ THE county general hospital or  
 9 institution, subject to ~~any~~ direction, ordinance, or resolution  
 10 of the COUNTY board of ~~supervisors:~~ ~~Provided, That in counties~~  
 11 ~~having~~ COMMISSIONERS. IN A COUNTY WITH a population of more  
 12 than 1,000,000, as determined by the latest ~~of each succeeding~~  
 13 federal decennial census, ~~where Act No. 370 of the Public Acts~~  
 14 ~~of 1941, as amended, being sections 38.401 to 38.427, inclusive,~~  
 15 ~~of the Compiled Laws of 1948,~~ IN WHICH 1941 PA 370, MCL 38.401  
 16 TO 38.428, is in force, ~~such~~ THE medical superintendent, physi-  
 17 cians, nurses, and other employees shall be employed pursuant to  
 18 the provisions of ~~said act~~ 1941 PA 370, MCL 38.401 TO 38.428.  
 19 ~~There may also be maintained by said~~

20 (4) A county general hospital, under the direction and con-  
 21 trol of the COUNTY board of ~~supervisors, out-patient~~  
 22 COMMISSIONERS, MAY ALSO MAINTAIN OUTPATIENT facilities for the  
 23 treatment of indigent persons suffering from contagious and  
 24 infectious diseases and other types of illness, ~~upon such~~ UNDER  
 25 THE terms and conditions ~~as shall be fixed~~ ESTABLISHED by the  
 26 ~~said~~ medical superintendent, with the approval of the board of  
 27 county institutions.

1           (5) ~~All claims~~ A CLAIM against ~~the~~ A hospital  
2 ESTABLISHED UNDER THIS SECTION shall be submitted to the board of  
3 county institutions, and, if approved, ~~shall be~~ IS subject to  
4 audit by the COUNTY board of ~~supervisors~~ COMMISSIONERS, or by  
5 the board of county auditors in ~~counties having~~ A COUNTY WITH a  
6 board of county auditors. ~~Said~~ THE board of county institu-  
7 tions shall present to the COUNTY board of ~~supervisors~~  
8 COMMISSIONERS, or ~~in counties having a board of county~~  
9 ~~auditors,~~ to the board of county auditors, an estimate of the  
10 funds necessary to be raised in ~~such~~ THE county for the ensuing  
11 year.

12           Enacting section 1. This amendatory act does not take  
13 effect unless all of the following bills of the 90th Legislature  
14 are enacted into law:

15           (a) Senate Bill No. \_\_\_\_\_ or House Bill No. 5001(request  
16 no. 04079'99 a).

17           (b) Senate Bill No. \_\_\_\_\_ or House Bill No. 5002(request  
18 no. 04079'99 b).

19           (c) Senate Bill No. \_\_\_\_\_ or House Bill No. 5003(request  
20 no. 04079'99 c).

21           (d) Senate Bill No. \_\_\_\_\_ or House Bill No. 5004(request  
22 no. 04079'99 d).