

SENATE BILL No. 1373

June 4, 2002, Introduced by Senator HART and referred to the Committee on Families, Mental Health and Human Services.

A bill to amend 1974 PA 258, entitled
"Mental health code,"
by amending section 134 (MCL 330.1134), as amended by 1994 PA
137, and by adding section 129.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 129. THE DEPARTMENT SHALL ESTABLISH AND MAINTAIN A
2 REGISTRY OF ALL FACILITY EMPLOYEES OR FORMER FACILITY EMPLOYEES,
3 WHO HAVE BEEN FOUND TO HAVE MISAPPROPRIATED THE PROPERTY OF,
4 ABUSED, OR NEGLECTED INDIVIDUALS WITH SERIOUS MENTAL ILLNESS,
5 SERIOUS EMOTIONAL DISTURBANCE, OR DEVELOPMENTAL DISABILITIES.

6 Sec. 134. (1) The director shall establish a comprehensive
7 system of licensing for psychiatric hospitals, psychiatric units,
8 and psychiatric partial hospitalization programs in the state to
9 protect the public by ~~insuring~~ ENSURING that these hospitals,
10 units, and programs provide the facilities and the ancillary

1 supporting services necessary to maintain a high quality of
2 patient care. Separate criteria shall be developed for the
3 licensing of partial hospitalization treatment positions and hos-
4 pital beds for minors.

5 (2) The director shall coordinate all functions within state
6 government affecting psychiatric hospitals, and shall cooperate
7 with other state agencies that establish standards or require-
8 ments for facilities providing mental health care to assure nec-
9 essary, equitable, and consistent state regulation of these
10 facilities without duplication of inspections or services. The
11 director may enter into agreements with other state agencies to
12 accomplish this purpose.

13 (3) THE COMPREHENSIVE SYSTEM OF LICENSING ESTABLISHED UNDER
14 THIS SECTION SHALL INCLUDE A PROVISION THAT A FACILITY LICENSED
15 UNDER THIS ACT SHALL NOT EMPLOY AN INDIVIDUAL WHO MEETS 1 OR BOTH
16 OF THE FOLLOWING CRITERIA:

17 (A) THE INDIVIDUAL IS LISTED UNDER THE REGISTRY ESTABLISHED
18 IN SECTION 129.

19 (B) THE INDIVIDUAL WAS TERMINATED BY A FACILITY, HOSPITAL,
20 OR PROGRAM FOR MISAPPROPRIATING THE PROPERTY OF, ABUSING, OR
21 NEGLECTING AN INDIVIDUAL WITH SERIOUS MENTAL ILLNESS, SERIOUS
22 EMOTIONAL DISTURBANCE, OR DEVELOPMENTAL DISABILITIES.