

# SENATE BILL No. 890

March 6, 2018, Introduced by Senator HUNE and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 2468, 2468a, 20195, and 20195a.

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

1           **SEC. 2468. (1) A LOCAL HEALTH DEPARTMENT SHALL ESTABLISH A**  
2 **VIOLENCE PREVENTION COMMITTEE. AT LEAST 50% OF THE VIOLENCE**  
3 **PREVENTION COMMITTEE MEMBERS MUST BE EMPLOYEES OF THE LOCAL HEALTH**  
4 **DEPARTMENT WHO PROVIDE CARE DIRECTLY TO A PATIENT. THE LOCAL HEALTH**  
5 **DEPARTMENT SHALL ENSURE THAT THE VIOLENCE PREVENTION COMMITTEE**  
6 **ESTABLISHES, MAINTAINS, AND ANNUALLY REVIEWS A WRITTEN VIOLENCE**  
7 **PREVENTION PLAN THAT INCLUDES AT LEAST ALL OF THE FOLLOWING:**

8           **(A) THE IDENTIFICATION OF RISK FACTORS CONTRIBUTING TO VIOLENT**  
9 **ACTS AT THE LOCAL HEALTH DEPARTMENT AND ANNUAL RECOMMENDATIONS ON**  
10 **HOW TO REDUCE EACH RISK FACTOR.**

1 (B) AN ANNUAL VIOLENT ACT RISK ASSESSMENT FOR THE LOCAL HEALTH  
2 DEPARTMENT THAT CONSIDERS ALL OF THE FOLLOWING, AS APPLICABLE:

3 (i) THE LOCAL HEALTH DEPARTMENT'S LAYOUT, EQUIPMENT, ACCESS  
4 RESTRICTIONS, AND LIGHTING.

5 (ii) COMMUNICATION DEVICES USED BY THE LOCAL HEALTH  
6 DEPARTMENT, EMERGENCY RESPONSE WITHIN THE LOCAL HEALTH DEPARTMENT,  
7 AND THE SUFFICIENCY OF THE LOCAL HEALTH DEPARTMENT'S SECURITY  
8 SYSTEM, INCLUDING, BUT NOT LIMITED TO, AN ALARM SYSTEM.

9 (iii) THE CRIME RATE IN THE AREA SURROUNDING THE LOCAL HEALTH  
10 DEPARTMENT.

11 (iv) THE IMPACT OF STAFFING AT THE LOCAL HEALTH DEPARTMENT,  
12 INCLUDING, BUT NOT LIMITED TO, HEALTH PROFESSIONALS AND SECURITY  
13 PERSONNEL.

14 (v) THE UNIQUE NEEDS AND CHARACTERISTICS OF THE PATIENTS OR  
15 RESIDENTS SERVED BY THE LOCAL HEALTH DEPARTMENT.

16 (vi) A REVIEW OF EACH RECORD DESCRIBED IN SUBSECTION (6).

17 (C) A PROCEDURE FOR HOW AN EMPLOYEE OF THE LOCAL HEALTH  
18 DEPARTMENT MAY REPORT A CONCERN OR A VIOLENT ACT TO THE LOCAL  
19 HEALTH DEPARTMENT, HOW THE REPORT WILL BE INVESTIGATED BY THE LOCAL  
20 HEALTH DEPARTMENT, AND HOW THE LOCAL HEALTH DEPARTMENT WILL INFORM  
21 THE EMPLOYEE OF THE RESULT OF THE INVESTIGATION AND ANY CORRECTIVE  
22 ACTION THAT WILL BE TAKEN BY THE LOCAL HEALTH DEPARTMENT.

23 (2) A LOCAL HEALTH DEPARTMENT SHALL ANNUALLY SUBMIT THE  
24 VIOLENCE PREVENTION PLAN DEVELOPED UNDER SUBSECTION (1) TO THE  
25 DEPARTMENT.

26 (3) A LOCAL HEALTH DEPARTMENT SHALL ANNUALLY PROVIDE VIOLENCE  
27 PREVENTION TRAINING TO ALL EMPLOYEES OF THE LOCAL HEALTH DEPARTMENT

1 AND SHALL PROVIDE VIOLENCE PREVENTION TRAINING TO A NEW EMPLOYEE OF  
2 THE LOCAL HEALTH DEPARTMENT WITHIN 60 DAYS AFTER THE DATE OF HIRE.  
3 THE TRAINING MUST INCLUDE A REVIEW OF ALL OF THE FOLLOWING:

4 (A) THE LOCAL HEALTH DEPARTMENT'S POLICY ON WORKPLACE VIOLENCE  
5 PREVENTION.

6 (B) TECHNIQUES TO DEESCALATE SITUATIONS AND MINIMIZE VIOLENT  
7 ACTS.

8 (C) APPROPRIATE RESPONSES TO AGGRESSIVE BEHAVIOR, INCLUDING,  
9 BUT NOT LIMITED TO, THE USE OF RESTRAINING TECHNIQUES.

10 (D) REQUIREMENTS AND PROCEDURES FOR REPORTING A VIOLENT ACT.

11 (E) THE LOCATION OF A SAFETY DEVICE AND HOW TO OPERATE THE  
12 DEVICE.

13 (F) RESOURCES FOR COPING WITH A VIOLENT ACT.

14 (G) THE RIGHTS OF EMPLOYEES REGARDING A VIOLENT ACT AND AN  
15 INJURY RESULTING FROM A VIOLENT ACT.

16 (4) IF AN EMPLOYEE OF A LOCAL HEALTH DEPARTMENT PROVIDES CARE  
17 DIRECTLY TO A PATIENT, THE LOCAL HEALTH DEPARTMENT SHALL ONLY USE  
18 THE EMPLOYEE'S FIRST NAME ON HIS OR HER IDENTIFICATION BADGE.

19 (5) A LOCAL HEALTH DEPARTMENT SHALL POST IN THE LOCAL HEALTH  
20 DEPARTMENT AT LEAST 1 SIGN STATING THAT VIOLENT ACTS ARE NOT  
21 TOLERATED. THE SIGN MUST BE POSTED IN A CONSPICUOUS LOCATION THAT  
22 IS VISIBLE TO THE PUBLIC. THE LOCAL HEALTH DEPARTMENT SHALL ALSO  
23 INCLUDE ON ITS ADMISSION FORMS A CONSPICUOUS STATEMENT INDICATING  
24 THAT VIOLENT ACTS ARE NOT TOLERATED.

25 (6) A LOCAL HEALTH DEPARTMENT SHALL CREATE AND MAINTAIN A  
26 RECORD OF A VIOLENT ACT, REGARDLESS OF WHETHER AN INJURY RESULTED  
27 FROM THE VIOLENT ACT OR WHO REPORTED THE VIOLENT ACT TO THE LOCAL

1 HEALTH DEPARTMENT. A LOCAL HEALTH DEPARTMENT SHALL RETAIN THE  
2 RECORD FOR A MINIMUM OF 5 YEARS FROM THE DATE THE VIOLENT ACT IS  
3 REPORTED TO THE LOCAL HEALTH DEPARTMENT AND SHALL MAKE THE RECORD  
4 AVAILABLE TO AN EMPLOYEE WHO WAS THE VICTIM OF THE VIOLENT ACT, THE  
5 EMPLOYEE'S AUTHORIZED REPRESENTATIVE, AND THE DEPARTMENT, UPON  
6 REQUEST. EXCEPT AS OTHERWISE PROHIBITED BY LAW, THE RECORD SHALL  
7 INCLUDE ALL OF THE FOLLOWING:

8 (A) THE DATE, TIME, AND LOCATION OF THE VIOLENT ACT.

9 (B) THE NAME AND JOB TITLE OF THE EMPLOYEE WHO WAS THE VICTIM  
10 OF THE VIOLENT ACT, UNLESS THE EMPLOYEE INDICATES TO THE LOCAL  
11 HEALTH DEPARTMENT THAT HE OR SHE WISHES TO KEEP HIS OR HER IDENTITY  
12 CONFIDENTIAL.

13 (C) THE NAME OF THE INDIVIDUAL WHO COMMITTED THE VIOLENT ACT  
14 AND WHETHER THE INDIVIDUAL WAS A PATIENT OF THE LOCAL HEALTH  
15 DEPARTMENT, A VISITOR OF THE LOCAL HEALTH DEPARTMENT, OR AN  
16 EMPLOYEE OF THE LOCAL HEALTH DEPARTMENT.

17 (D) THE NATURE OF THE VIOLENT ACT, INCLUDING WHETHER A WEAPON  
18 WAS USED.

19 (E) IF AN INJURY DURING THE VIOLENT ACT OCCURRED, A  
20 DESCRIPTION OF THE INJURY.

21 (F) THE NUMBER OF EMPLOYEES AND THE NAMES OF THE EMPLOYEES WHO  
22 WERE IN THE VICINITY WHEN THE VIOLENT ACT OCCURRED AND THEIR  
23 ACTIONS IN RESPONSE TO THE VIOLENT ACT, IF ANY.

24 (G) THE ACTIONS TAKEN BY THE LOCAL HEALTH DEPARTMENT IN  
25 RESPONSE TO THE VIOLENT ACT.

26 (7) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (8), WITHIN 24  
27 HOURS OF RECEIVING A REPORT OF A VIOLENT ACT, A LOCAL HEALTH

1 DEPARTMENT SHALL REPORT THE VIOLENT ACT TO THE DEPARTMENT AND A  
2 LOCAL LAW ENFORCEMENT AGENCY WITH JURISDICTION OVER THE LOCAL  
3 HEALTH DEPARTMENT WHERE THE VIOLENT ACT OCCURRED IF ANY OF THE  
4 FOLLOWING ARE MET:

5 (A) THE VIOLENT ACT RESULTS IN AN INJURY.

6 (B) THE VIOLENT ACT INVOLVES THE USE OF A FIREARM OR ANOTHER  
7 DANGEROUS WEAPON.

8 (C) THE VIOLENT ACT PRESENTS AN EMERGENT THREAT TO THE  
9 WELFARE, HEALTH, OR SAFETY OF EMPLOYEES OF THE LOCAL HEALTH  
10 DEPARTMENT.

11 (8) A LOCAL HEALTH DEPARTMENT MAY REPORT A VIOLENT ACT TO THE  
12 DEPARTMENT AND A LOCAL LAW ENFORCEMENT AGENCY WITH JURISDICTION  
13 OVER THE LOCAL HEALTH DEPARTMENT WHERE THE VIOLENT ACT OCCURRED IF  
14 THE VIOLENT ACT WAS COMMITTED BY AN INDIVIDUAL WITH A DISABILITY OR  
15 DISEASE AND THE VIOLENT ACT WAS A CLEAR AND DIRECT MANIFESTATION OF  
16 THE INDIVIDUAL'S DISABILITY OR DISEASE.

17 (9) A LOCAL HEALTH DEPARTMENT SHALL NOT PENALIZE AN EMPLOYEE  
18 IN ANY MANNER FOR REPORTING A VIOLENT ACT TO THE LOCAL HEALTH  
19 DEPARTMENT OR PARTICIPATING IN THE CRIMINAL PROSECUTION OF AN  
20 INDIVIDUAL WHO COMMITS A VIOLENT ACT.

21 (10) AS USED IN THIS SECTION, "VIOLENT ACT" MEANS A BATTERY OR  
22 AN ASSAULT OF AN EMPLOYEE OF A LOCAL HEALTH DEPARTMENT WHILE THE  
23 EMPLOYEE IS AT WORK.

24 SEC. 2468A. (1) BEGINNING JANUARY 1, 2020, AND ANNUALLY  
25 THEREAFTER, THE DEPARTMENT SHALL POST A REPORT ON ITS WEBSITE THAT  
26 INCLUDES, BUT IS NOT LIMITED TO, ALL OF THE FOLLOWING INFORMATION  
27 FOR THE PRECEDING CALENDAR YEAR:

1 (A) THE TOTAL NUMBER OF VIOLENT ACTS REPORTED TO THE  
2 DEPARTMENT UNDER SECTION 2468 AND THE NAME OF EACH LOCAL HEALTH  
3 DEPARTMENT THAT FILED A REPORT WITH THE DEPARTMENT.

4 (B) IF THE DEPARTMENT CONDUCTED AN INSPECTION OR INVESTIGATION  
5 DUE TO A VIOLENT ACT REPORTED TO THE DEPARTMENT UNDER SECTION 2468,  
6 THE OUTCOME OF THE INSPECTION OR INVESTIGATION.

7 (C) IF A LOCAL HEALTH DEPARTMENT VIOLATED SECTION 2468, THE  
8 NAME OF THE LOCAL HEALTH DEPARTMENT AND THE NATURE OF THE  
9 VIOLATION.

10 (2) THE DEPARTMENT SHALL ENSURE THAT THE REPORT REQUIRED UNDER  
11 THIS SECTION PROTECTS THE CONFIDENTIALITY OF AN EMPLOYEE OF A LOCAL  
12 HEALTH DEPARTMENT OR A PATIENT OF A LOCAL HEALTH DEPARTMENT.

13 (3) AS USED IN THIS SECTION, "VIOLENT ACT" MEANS THAT TERM AS  
14 DEFINED IN SECTION 2468.

15 SEC. 20195. (1) A HEALTH FACILITY OR AGENCY SHALL ESTABLISH A  
16 VIOLENCE PREVENTION COMMITTEE. AT LEAST 50% OF THE VIOLENCE  
17 PREVENTION COMMITTEE MEMBERS MUST BE EMPLOYEES OF THE HEALTH  
18 FACILITY OR AGENCY WHO PROVIDE CARE DIRECTLY TO A PATIENT. THE  
19 HEALTH FACILITY OR AGENCY SHALL ENSURE THAT THE VIOLENCE PREVENTION  
20 COMMITTEE ESTABLISHES, MAINTAINS, AND ANNUALLY REVIEWS A WRITTEN  
21 VIOLENCE PREVENTION PLAN THAT INCLUDES AT LEAST ALL OF THE  
22 FOLLOWING:

23 (A) THE IDENTIFICATION OF RISK FACTORS CONTRIBUTING TO VIOLENT  
24 ACTS AT THE HEALTH FACILITY OR AGENCY AND ANNUAL RECOMMENDATIONS ON  
25 HOW TO REDUCE EACH RISK FACTOR.

26 (B) AN ANNUAL VIOLENT ACT RISK ASSESSMENT FOR THE HEALTH  
27 FACILITY OR AGENCY THAT CONSIDERS ALL OF THE FOLLOWING, AS

1 APPLICABLE:

2 (i) THE HEALTH FACILITY'S OR AGENCY'S LAYOUT, EQUIPMENT,  
3 ACCESS RESTRICTIONS, AND LIGHTING.

4 (ii) COMMUNICATION DEVICES USED BY THE HEALTH FACILITY OR  
5 AGENCY, EMERGENCY RESPONSE WITHIN THE HEALTH FACILITY OR AGENCY,  
6 AND THE SUFFICIENCY OF THE HEALTH FACILITY'S OR AGENCY'S SECURITY  
7 SYSTEM, INCLUDING, BUT NOT LIMITED TO, AN ALARM SYSTEM.

8 (iii) THE CRIME RATE IN THE AREA SURROUNDING THE HEALTH  
9 FACILITY OR AGENCY.

10 (iv) THE IMPACT OF STAFFING AT THE HEALTH FACILITY OR AGENCY,  
11 INCLUDING, BUT NOT LIMITED TO, HEALTH PROFESSIONALS AND SECURITY  
12 PERSONNEL.

13 (v) THE UNIQUE NEEDS AND CHARACTERISTICS OF THE PATIENTS OR  
14 RESIDENTS SERVED BY THE HEALTH FACILITY OR AGENCY.

15 (vi) A REVIEW OF EACH RECORD DESCRIBED IN SUBSECTION (6).

16 (C) A PROCEDURE FOR HOW AN EMPLOYEE OF THE HEALTH FACILITY OR  
17 AGENCY MAY REPORT A CONCERN OR A VIOLENT ACT TO THE HEALTH FACILITY  
18 OR AGENCY, HOW THE REPORT WILL BE INVESTIGATED BY THE HEALTH  
19 FACILITY OR AGENCY, AND HOW THE HEALTH FACILITY OR AGENCY WILL  
20 INFORM THE EMPLOYEE OF THE RESULT OF THE INVESTIGATION AND ANY  
21 CORRECTIVE ACTION THAT WILL BE TAKEN BY THE HEALTH FACILITY OR  
22 AGENCY.

23 (2) A HEALTH FACILITY OR AGENCY SHALL ANNUALLY SUBMIT THE  
24 VIOLENCE PREVENTION PLAN DEVELOPED UNDER SUBSECTION (1) TO THE  
25 DEPARTMENT.

26 (3) A HEALTH FACILITY OR AGENCY SHALL ANNUALLY PROVIDE  
27 VIOLENCE PREVENTION TRAINING TO ALL EMPLOYEES OF THE HEALTH

1 FACILITY OR AGENCY AND SHALL PROVIDE VIOLENCE PREVENTION TRAINING  
2 TO A NEW EMPLOYEE OF THE HEALTH FACILITY OR AGENCY WITHIN 60 DAYS  
3 AFTER THE DATE OF HIRE. THE TRAINING MUST INCLUDE A REVIEW OF ALL  
4 OF THE FOLLOWING:

5 (A) THE HEALTH FACILITY'S OR AGENCY'S POLICY ON WORKPLACE  
6 VIOLENCE PREVENTION.

7 (B) TECHNIQUES TO DEESCALATE SITUATIONS AND MINIMIZE VIOLENT  
8 ACTS.

9 (C) APPROPRIATE RESPONSES TO AGGRESSIVE BEHAVIOR, INCLUDING,  
10 BUT NOT LIMITED TO, THE USE OF RESTRAINING TECHNIQUES.

11 (D) REQUIREMENTS AND PROCEDURES FOR REPORTING A VIOLENT ACT.

12 (E) THE LOCATION OF A SAFETY DEVICE AND HOW TO OPERATE THE  
13 DEVICE.

14 (F) RESOURCES FOR COPING WITH A VIOLENT ACT.

15 (G) THE RIGHTS OF EMPLOYEES REGARDING A VIOLENT ACT AND AN  
16 INJURY RESULTING FROM A VIOLENT ACT.

17 (4) IF AN EMPLOYEE OF A HEALTH FACILITY OR AGENCY PROVIDES  
18 CARE DIRECTLY TO A PATIENT, THE HEALTH FACILITY OR AGENCY SHALL  
19 ONLY USE THE EMPLOYEE'S FIRST NAME ON HIS OR HER IDENTIFICATION  
20 BADGE.

21 (5) A HEALTH FACILITY OR AGENCY SHALL POST IN THE HEALTH  
22 FACILITY OR AGENCY AT LEAST 1 SIGN STATING THAT VIOLENT ACTS ARE  
23 NOT TOLERATED. THE SIGN MUST BE POSTED IN A CONSPICUOUS LOCATION  
24 THAT IS VISIBLE TO THE PUBLIC. THE HEALTH FACILITY OR AGENCY SHALL  
25 ALSO INCLUDE ON ITS ADMISSION FORMS A CONSPICUOUS STATEMENT  
26 INDICATING THAT VIOLENT ACTS ARE NOT TOLERATED.

27 (6) A HEALTH FACILITY OR AGENCY SHALL CREATE AND MAINTAIN A



1 RECORD OF A VIOLENT ACT, REGARDLESS OF WHETHER AN INJURY RESULTED  
2 FROM THE VIOLENT ACT OR WHO REPORTED THE VIOLENT ACT TO THE HEALTH  
3 FACILITY OR AGENCY. A HEALTH FACILITY OR AGENCY SHALL RETAIN THE  
4 RECORD FOR A MINIMUM OF 5 YEARS FROM THE DATE THE VIOLENT ACT IS  
5 REPORTED TO THE HEALTH FACILITY OR AGENCY AND SHALL MAKE THE RECORD  
6 AVAILABLE TO AN EMPLOYEE WHO WAS THE VICTIM OF THE VIOLENT ACT, THE  
7 EMPLOYEE'S AUTHORIZED REPRESENTATIVE, AND THE DEPARTMENT, UPON  
8 REQUEST. EXCEPT AS OTHERWISE PROHIBITED BY LAW, THE RECORD SHALL  
9 INCLUDE ALL OF THE FOLLOWING:

10 (A) THE DATE, TIME, AND LOCATION OF THE VIOLENT ACT.

11 (B) THE NAME AND JOB TITLE OF THE EMPLOYEE WHO WAS THE VICTIM  
12 OF THE VIOLENT ACT, UNLESS THE EMPLOYEE INDICATES TO THE HEALTH  
13 FACILITY OR AGENCY THAT HE OR SHE WISHES TO KEEP HIS OR HER  
14 IDENTITY CONFIDENTIAL.

15 (C) THE NAME OF THE INDIVIDUAL WHO COMMITTED THE VIOLENT ACT  
16 AND WHETHER THE INDIVIDUAL WAS A PATIENT OR RESIDENT OF THE HEALTH  
17 FACILITY OR AGENCY, A VISITOR OF THE HEALTH FACILITY OR AGENCY, OR  
18 AN EMPLOYEE OF THE HEALTH FACILITY OR AGENCY.

19 (D) THE NATURE OF THE VIOLENT ACT, INCLUDING WHETHER A WEAPON  
20 WAS USED.

21 (E) IF AN INJURY DURING THE VIOLENT ACT OCCURRED, A  
22 DESCRIPTION OF THE INJURY.

23 (F) THE NUMBER OF EMPLOYEES AND THE NAMES OF THE EMPLOYEES WHO  
24 WERE IN THE VICINITY WHEN THE VIOLENT ACT OCCURRED AND THEIR  
25 ACTIONS IN RESPONSE TO THE VIOLENT ACT, IF ANY.

26 (G) THE ACTIONS TAKEN BY THE HEALTH FACILITY OR AGENCY IN  
27 RESPONSE TO THE VIOLENT ACT.

1           (7) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (8), WITHIN 24  
2 HOURS OF RECEIVING A REPORT OF A VIOLENT ACT, A HEALTH FACILITY OR  
3 AGENCY SHALL REPORT THE VIOLENT ACT TO THE DEPARTMENT AND A LOCAL  
4 LAW ENFORCEMENT AGENCY WITH JURISDICTION OVER THE HEALTH FACILITY  
5 OR AGENCY WHERE THE VIOLENT ACT OCCURRED IF ANY OF THE FOLLOWING  
6 ARE MET:

7           (A) THE VIOLENT ACT RESULTS IN AN INJURY.

8           (B) THE VIOLENT ACT INVOLVES THE USE OF A FIREARM OR ANOTHER  
9 DANGEROUS WEAPON.

10           (C) THE VIOLENT ACT PRESENTS AN EMERGENT THREAT TO THE  
11 WELFARE, HEALTH, OR SAFETY OF EMPLOYEES OF THE HEALTH FACILITY OR  
12 AGENCY.

13           (8) A HEALTH FACILITY OR AGENCY MAY REPORT A VIOLENT ACT TO  
14 THE DEPARTMENT AND A LOCAL LAW ENFORCEMENT AGENCY WITH JURISDICTION  
15 OVER THE HEALTH FACILITY OR AGENCY WHERE THE VIOLENT ACT OCCURRED  
16 IF THE VIOLENT ACT WAS COMMITTED BY AN INDIVIDUAL WITH A DISABILITY  
17 OR DISEASE AND THE VIOLENT ACT WAS A CLEAR AND DIRECT MANIFESTATION  
18 OF THE INDIVIDUAL'S DISABILITY OR DISEASE.

19           (9) A HEALTH FACILITY OR AGENCY SHALL NOT PENALIZE AN EMPLOYEE  
20 IN ANY MANNER FOR REPORTING A VIOLENT ACT TO THE HEALTH FACILITY OR  
21 AGENCY OR PARTICIPATING IN THE CRIMINAL PROSECUTION OF AN  
22 INDIVIDUAL WHO COMMITS A VIOLENT ACT.

23           (10) AS USED IN THIS SECTION, "VIOLENT ACT" MEANS A BATTERY OR  
24 AN ASSAULT OF AN EMPLOYEE OF A HEALTH FACILITY OR AGENCY WHILE THE  
25 EMPLOYEE IS AT WORK.

26           SEC. 20195A. (1) BEGINNING JANUARY 1, 2020, AND ANNUALLY  
27 THEREAFTER, THE DEPARTMENT SHALL POST A REPORT ON ITS WEBSITE THAT

1 INCLUDES, BUT IS NOT LIMITED TO, ALL OF THE FOLLOWING INFORMATION  
2 FOR THE PRECEDING CALENDAR YEAR:

3 (A) THE TOTAL NUMBER OF VIOLENT ACTS REPORTED TO THE  
4 DEPARTMENT UNDER SECTION 20195 AND THE NAME OF EACH HEALTH FACILITY  
5 OR AGENCY THAT FILED A REPORT WITH THE DEPARTMENT.

6 (B) IF THE DEPARTMENT CONDUCTED AN INSPECTION OR INVESTIGATION  
7 DUE TO A VIOLENT ACT REPORTED TO THE DEPARTMENT UNDER SECTION  
8 20195, THE OUTCOME OF THE INSPECTION OR INVESTIGATION.

9 (C) IF A HEALTH FACILITY OR AGENCY VIOLATED SECTION 20195, THE  
10 NAME OF THE HEALTH FACILITY OR AGENCY AND THE NATURE OF THE  
11 VIOLATION.

12 (2) THE DEPARTMENT SHALL ENSURE THAT THE REPORT REQUIRED UNDER  
13 THIS SECTION PROTECTS THE CONFIDENTIALITY OF AN EMPLOYEE OF A  
14 HEALTH FACILITY OR AGENCY OR A PATIENT OR RESIDENT OF A HEALTH  
15 FACILITY OR AGENCY.

16 (3) AS USED IN THIS SECTION, "VIOLENT ACT" MEANS THAT TERM AS  
17 DEFINED IN SECTION 20195.

18 Enacting section 1. This amendatory act takes effect 90 days  
19 after the date it is enacted into law.