

MEDICAL SUPPLY STOCKPILE

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House Bill 4087 as introduced
Sponsor: Rep. Jeff Yaroch
Committee: Health Policy
Complete to 3-23-21

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 4087 would amend the Emergency Management Act to require the Department of Health and Human Services (DHHS) to stockpile, subject to appropriations, the *medical supplies* necessary to respond to a disaster or emergency in Michigan.

Medical supplies would mean equipment or supplies necessary for the proper and timely implementation of universal or standard precautions by medical personnel in response to the specific medical situation presented in that setting.

During a disaster or emergency in Michigan, the Emergency Management Division¹ would have to assist DHHS with the coordination and distribution of stockpiled medical supplies.

DHHS would also have to do all of the following, subject to appropriations:

- Coordinate all the medical supplies maintained and stockpiled by all state departments in Michigan. DHHS would have discretion in implementing these requirements and would have to work with other state departments to maintain the stockpiled medical supplies.
- Rotate the supplies to avoid continued stockpiling of expired medical supplies.
- Sell rotated supplies before the expiration date or donate rotated expired supplies to a nonprofit organization, *public safety agency*, or educational program.

Public safety agency would mean a functional division of this state, a public agency, or a county that provides firefighting, law enforcement, ambulance, medical, or other emergency services.

DHHS would have to display a list of the medical supplies inventory, including quantities and expiration dates, on a free public website. The list would be subject to disclosure under the Freedom of Information Act.

The bill would charge the legislature with appropriating money to implement these requirements. However, the inventory list would have to be maintained regardless of whether that money was appropriated.

Proposed MCL 30.407b

¹ Now known as the Emergency Management and Homeland Security Division (EMHSD). See **Background**.
https://www.michigan.gov/msp/0,4643,7-123-72297_60152---,00.html

BACKGROUND:

The Division of Emergency Preparedness and Response² in DHHS maintains a Michigan Strategic National Stockpile (MISNS) program that coordinates with the Strategic National Stockpile, which is maintained by the federal Centers for Disease Control and Prevention (CDC).

The Emergency Management and Homeland Security Division is established in the Department of State Police (MSP) and is charged with coordinating the emergency management activities of county, state, municipal, and federal governments. The division maintains a state emergency management plan that encompasses mitigation, preparedness, response, and recovery for the state.

The bill is a reintroduction of House Bill 5767 of the 2019-20 legislative session.³ That bill was referred from the House Health Policy committee and reported by the House Ways and Means committee.

FISCAL IMPACT:

House Bill 4087 could increase costs for DHHS and other state departments by an indeterminate amount. Costs incurred would include stockpiling of medical supplies, statewide stockpile coordination, monitoring, storage costs, rotation, sale or donation of excess supplies, and a public access website of medical supplies inventory. The bill stipulates that the legislature shall appropriate funds for implementation; however, it also states that the stockpile and maintenance would be subject to annual appropriation. Some of the infrastructure to carry out the requirements of the bill may be supported by federal funding in the current DHHS budget of \$30.5 million for public health and hospital preparedness, which includes systems to support receipt and distribution of medical supplies from the Strategic National Stockpile since 2002.

The bill could result in minor cost increases for MSP, which houses the Emergency Management and Homeland Security Division. Given that MSP's role in the bill would be to assist DHHS, it is likely that any costs incurred under this bill could be absorbed by existing appropriations and staff.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.

² https://www.michigan.gov/mdhhs/0,5885,7-339-71548_54783_54826_56166---,00.html

³ House Fiscal Agency analysis of HB 5767 of 2019-2020 <http://www.legislature.mi.gov/documents/2019-2020/billanalysis/House/pdf/2019-HLA-5767-FDAE9C68.pdf>