

# HOUSE BILL No. 6019

April 24, 2008, Introduced by Reps. Warren, Alma Smith, Robert Jones and Constan and referred to the Committee on Senior Health, Security, and Retirement.

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 21771 (MCL 333.21771).

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 21771. (1) A licensee, nursing home administrator, or  
2       employee of a nursing home shall not physically, mentally, or  
3       emotionally abuse, mistreat, or harmfully neglect a patient.

4       (2) A nursing home employee who becomes aware of an act  
5       prohibited by this section immediately shall report the matter to  
6       the nursing home administrator, ~~or~~ nursing director, **OR DEPARTMENT**.  
7       A nursing home administrator or nursing director who becomes aware  
8       of an act prohibited by this section immediately shall report the  
9       matter by telephone to the department. ~~of public health, which in~~

1 ~~turn~~ UPON RECEIPT OF A REPORT UNDER THIS SUBSECTION, THE DEPARTMENT  
2 shall notify the department of ~~social~~ HUMAN services.

3 (3) Any person may report a violation of this section to the  
4 department.

5 (4) A physician or other licensed health care personnel of a  
6 hospital or other health care facility to which a patient is  
7 transferred who becomes aware of an act prohibited by this section  
8 shall report the act to the department.

9 (5) Upon receipt of a report made under this section, the  
10 department shall make an investigation. The department may require  
11 the person making the report to submit a written report or to  
12 supply additional information, or both.

13 (6) A licensee or nursing home administrator shall not evict,  
14 harass, dismiss, or retaliate against a patient, a patient's  
15 representative, or an employee who makes a report under this  
16 section.