

HOUSE BILL NO. 6521

December 16, 2020, Introduced by Reps. Hood, Stone, Brixie and Gay-Dagnogo and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 5805, 5823, and 5825 (MCL 333.5805, 333.5823, and 333.5825), as amended by 2015 PA 91.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 5805. (1) The department shall develop, extend, and
- 2 improve services for the following purposes:
- 3 (a) To locate a child or youth with special health care needs

1 reported to the department ~~pursuant to section~~ **under sections 5474**
2 **and** 5721.

3 (b) To provide medical, surgical, corrective, nutritional, and
4 other services and care, including aftercare if necessary, and to
5 provide facilities for diagnosing and hospitalizing a child or
6 youth with special health care needs.

7 (c) To the extent possible, to prevent diseases and specified
8 medical conditions that reduce an individual's normal capacity for
9 education and self-support.

10 (2) The department shall refer a child reported to the
11 department under section **5474 or** 5721 who is in need of services to
12 the appropriate services inside or outside of the department.

13 (3) The department shall carry out the program established
14 under section 5815 for the purposes of providing medical care and
15 treatment to improve or maintain health and enhance the quality of
16 life for children and youth with special health care needs.

17 Sec. 5823. If a child or youth with special health care needs
18 is identified, a person authorized by rule may apply to the
19 department for eligibility for services under this part. The
20 department shall investigate and secure medical evidence as to the
21 condition of the child. **If the application identifies a child who**
22 **is a child reported to the department under section 5474, the child**
23 **is considered to be medically eligible for services under this part**
24 **and the department shall not investigate.**

25 Sec. 5825. ~~Upon~~ **On** completion of the medical investigation
26 under section 5823, **if applicable**, the department shall promptly
27 make a determination of medical eligibility. If the department
28 determines that the child or youth with special health care needs
29 is medically eligible for services under this part, the department

1 shall perform a financial assessment to determine cost sharing
2 responsibilities. The department shall authorize the transportation
3 of an eligible child or youth with special health care needs to a
4 provider of services approved and designated by the department. In
5 consultation with the family, the department may facilitate
6 transfer of a child or youth with special health care needs to a
7 provider for treatment better adapted to the child's needs. In
8 making referrals under this part the department shall not
9 discriminate against health professionals qualified to render care.

10 Enacting section 1. This amendatory act does not take effect
11 unless all of the following bills of the 100th Legislature are
12 enacted into law:

- 13 (a) House Bill No. 5359.
- 14 (b) House Bill No. 5360.
- 15 (c) House Bill No. 5364.