

HOUSE BILL NO. 4745

June 14, 2023, Introduced by Reps. BeGole, Harris, Tisdell, Kuhn and Steele and referred to the Committee on Health Policy.

A bill to amend 1974 PA 258, entitled
"Mental health code,"
by amending section 473 (MCL 330.1473), as amended by 2018 PA 593.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 473. **(1)** Not less than 14 days before the expiration of
2 an initial, second, or continuing order of involuntary mental
3 health treatment issued under section 472a or section 485a, a
4 hospital director or an agency or mental health professional
5 supervising an individual's assisted outpatient treatment shall
6 file a petition for a second or continuing order of involuntary

1 mental health treatment if the hospital director or supervisor
2 believes the individual continues to be a person requiring
3 treatment and that the individual is likely to refuse treatment on
4 a voluntary basis when the order expires. The petition shall
5 contain a statement setting forth the reasons for the hospital
6 director's or supervisor's or their joint determination that the
7 individual continues to be a person requiring treatment, a
8 statement describing the treatment program provided to the
9 individual, the results of that course of treatment, and a clinical
10 estimate as to the time further treatment will be required. The
11 petition shall be accompanied by a clinical certificate executed by
12 a ~~psychiatrist~~ **mental health professional**.

13 **(2) Not less than 14 days before the expiration of an initial,**
14 **second, or continuing order of assisted outpatient treatment issued**
15 **under section 472a or section 485a, a hospital director, an agency,**
16 **a mental health professional supervising an individual's assisted**
17 **outpatient treatment, or an individual 18 years of age or older may**
18 **file a petition for a second or continuing order of involuntary**
19 **mental health treatment if the individual continues to be a person**
20 **requiring treatment and the individual is likely to refuse**
21 **treatment on a voluntary basis when the order expires. The petition**
22 **must contain a statement setting forth the reason for the**
23 **determination that the individual continues to be a person**
24 **requiring treatment, a statement describing the treatment program**
25 **provided to the individual, the result of that course of treatment,**
26 **and a clinical estimate as to the time further treatment will be**
27 **required. The petition must be accompanied by a clinical**
28 **certificate executed by a mental health professional.**