

HOUSE BILL No. 4843

May 20, 1991, Introduced by Reps. Gubow, Harder, Baade, Trim, Pitoniak, DeLange and DeMars and referred to the Committee on Mental Health.

A bill to amend section 209d of Act No. 258 of the Public Acts of 1974, entitled as amended "Mental health code," as added by Act No. 409 of the Public Acts of 1980, being section 330.1209d of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 209d of Act No. 258 of the Public Acts
2 of 1974, as added by Act No. 409 of the Public Acts of 1980,
3 being section 330.1209d of the Michigan Compiled Laws, is amended
4 to read as follows:

5 Sec. 209d. (1) Each county program regularly shall review
6 the appropriateness of programs, treatment, and community serv-
7 ices rendered to individuals in community settings and shall
8 ~~ensure~~ ASSURE that appropriate services are received pursuant
9 to the standards of the department. THE COUNTY PROGRAM SHALL

1 CONDUCT A REVIEW OF THE PROFESSIONAL PRACTICES IN THE COUNTY
2 PROGRAM FOR THE PURPOSE OF ASSURING THE QUALITY OF CARE PROVIDED
3 TO RECIPIENTS OF THE PROGRAM. THIS REVIEW SHALL INCLUDE A DETER-
4 MINATION OF THE APPROPRIATENESS OF THE CARE PROVIDED.

5 (2) THE RECORDS, DATA, AND KNOWLEDGE GENERATED BY INDIVIDU-
6 ALS OR COMMITTEES ASSIGNED A REVIEW FUNCTION UNDER SUBSECTION (1)
7 ARE CONFIDENTIAL, SHALL BE USED ONLY FOR THE PURPOSES OF REVIEW,
8 ARE NOT PUBLIC RECORDS, AND ARE NOT SUBJECT TO COURT SUBPOENA.

9 (3) THIS SECTION DOES NOT PREVENT DISCLOSURE OF INDIVIDUAL
10 CASE RECORDS PURSUANT TO SECTION 748.