

**SUBSTITUTE FOR  
SENATE BILL NO. 398**

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending sections 6230 and 6234 (MCL 333.6230 and 333.6234), as  
added by 2012 PA 501.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 6230. As used in this part:

2       (a) "Department" means the department of licensing and  
3 regulatory affairs.

4       (b) "Director" means the director of the department or ~~his or~~  
5 ~~her~~ **the director's** designee.

6       (c) "Mobile unit" means a mobile unit assigned to the location  
7 of a substance use disorder services program that supervises and  
8 administers the mobile unit.



1        **(d) ~~(e)~~** "Substance use disorder services" means substance use  
2 disorder prevention services or substance use disorder treatment  
3 and rehabilitation services, or both, as those terms are defined in  
4 section 100d of the mental health code, 1974 PA 258, MCL 330.1100d.

5        Sec. 6234. **(1)** The department may promulgate rules under the  
6 administrative procedures act of 1969 for the administration of  
7 this part and the licensing of substance use disorder services  
8 programs under this part. ~~Rules promulgated under former section~~  
9 ~~6231 relating to the licensing of substance use disorder services~~  
10 ~~programs remain effective and applicable on and after the effective~~  
11 ~~date of this section until rules are promulgated by the department~~  
12 ~~under this section.~~

13        **(2)** Beginning January 1, 2026, the department shall not  
14 promulgate or enforce a rule that does any of the following:

15        **(a)** Requires that, as a condition of licensure for a mobile  
16 unit, the substance use disorder services program supervising and  
17 administering the mobile unit provide the treatment or  
18 rehabilitation services offered in the mobile unit.

19        **(b)** Places a restriction on the total number of mobile units  
20 that a substance use disorder services program may supervise and  
21 administer.

22        **(c)** Requires an individual to have a documented opioid use  
23 disorder for 1 year or more as a condition to receiving treatment  
24 from a substance use disorder services program offering methadone  
25 treatment.

26        **(d)** Requires a health professional who is licensed,  
27 registered, or otherwise authorized under article 15 to engage in a  
28 health profession to document the medical necessity for an  
29 individual's continued treatment in a substance use disorder



1 services program offering methadone treatment.

2 (e) Requires that, as a goal or objective of a substance use  
3 disorder services program, an individual discontinue the use of a  
4 medication for opioid use disorder.

5 (f) Authorizes a substance use disorder services program to  
6 discharge an individual from treatment for the individual's failure  
7 to participate in ancillary services and counseling.