

# HOUSE BILL No. 4214

February 13, 2001, Introduced by Reps. Anderson, Bovin, Plakas, Dennis, Bogardus, O'Neil, Basham, Minore, Gielegem, Rison and Schermesser and referred to the Committee on Senior Health, Security and Retirement.

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
(MCL 333.1101 to 333.25211) by adding article 16.

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

1                   ARTICLE 16. IN-HOME MEDICAL CARE

2                                   PART 192. AUDITS

3           SEC. 19201. (1) THE DEPARTMENT OF CONSUMER AND INDUSTRY  
4 SERVICES SHALL PERFORM AN ANNUAL, RANDOM AUDIT OF NOT LESS THAN  
5 5% OF ALL HEALTH CARE PROVIDERS WHO PROVIDE IN-HOME MEDICAL CARE  
6 SERVICES IN THIS STATE AND ARE REIMBURSED IN WHOLE OR IN PART FOR  
7 THOSE SERVICES WITH STATE OR FEDERAL FUNDS.

8           (2) IF A HEALTH CARE PROVIDER DESCRIBED IN SUBSECTION (1)  
9 PROVIDES MEDICAL CARE SERVICES OTHER THAN IN-HOME MEDICAL CARE  
10 SERVICES, THE DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES SHALL

1 AUDIT ONLY THOSE MEDICAL CARE SERVICES THAT ARE PROVIDED IN  
2 HOME.

3 (3) THE DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES SHALL  
4 AUDIT ALL OF THE FOLLOWING UNDER SUBSECTION (1):

5 (A) FINANCIAL RECORDS.

6 (B) REPORTED ACCIDENTS.

7 (C) REPORTED CASES OF MISUSE OF PATIENT FUNDS.

8 (D) REPORTED CASES OF PATIENT ABUSE.

9 (4) THE DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES SHALL  
10 PROVIDE COPIES OF THE AUDIT CONDUCTED PURSUANT TO THIS SECTION TO  
11 THE STANDING COMMITTEES IN THE SENATE AND THE HOUSE OF REPRESENTATIVES  
12 WITH JURISDICTION OVER SENIOR CITIZEN'S HEALTH ISSUES AND  
13 UPON REQUEST TO THE PUBLIC.

14 (5) AS USED IN THIS SECTION, "HEALTH CARE PROVIDER" MEANS A  
15 HEALTH PROFESSIONAL LICENSED OR REGISTERED UNDER ARTICLE 15 OR  
16 OTHER HEALTH PROFESSIONAL WHO PROVIDES IN-HOME MEDICAL CARE SERVICES  
17 AND A HEALTH FACILITY OR AGENCY LICENSED UNDER ARTICLE 17 OR  
18 OTHER HEALTH FACILITY THAT PROVIDES IN-HOME MEDICAL CARE  
19 SERVICES.