

HOUSE SUBSTITUTE FOR  
SENATE BILL NO. 956

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 21717 (MCL 333.21717), as amended by 2014 PA  
66, and by adding sections 5145 and 21537.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           Sec. 5145. (1) By August 15, 2020, the department, in  
2           consultation with the department of licensing and regulatory  
3           affairs, shall conduct an evaluation of the operation, efficacy,  
4           clinical outcomes, and performance of each COVID-19 regional hub  
5           that was implemented and operating during this state's response to  
6           coronavirus in nursing homes and provide a detailed report on the  
7           evaluation described in this subsection to the house and senate  
8           standing committees on health policy.



1 (2) By September 1, 2020, the department, in consultation with  
2 the department of licensing and regulatory affairs and with  
3 hospitals located in each of the 8 health care regions, shall  
4 develop a plan based on relevant guidance established by the  
5 federal Centers for Disease Control and Prevention. The plan  
6 required under this subsection shall describe a process to ensure  
7 that, by September 1, 2020, there is at least 1 dedicated facility  
8 available for use in each of the 8 health care regions of this  
9 state to provide care only to individuals who test positive for  
10 coronavirus and are not eligible for admission at a hospital,  
11 nursing home, or adult foster care facility. On completion of the  
12 plan required under this subsection, the department shall submit  
13 the plan to the house and senate standing committees on health  
14 policy.

15 (3) As used in this section:

16 (a) "Coronavirus" means severe acute respiratory syndrome  
17 coronavirus 2 (SARS-CoV-2).

18 (b) "COVID-19 regional hub" means a hub as designated by the  
19 department.

20 (c) "Health care region" means a health care region as  
21 described by the department.

22 Sec. 21537. (1) Beginning September 1, 2020, if a hospital  
23 determines that an individual who tests positive for coronavirus is  
24 not eligible for admittance in the hospital and the individual is  
25 not a resident of a nursing home, the hospital shall transfer the  
26 individual to a dedicated facility described in section 5145(2) or  
27 a field hospital or other facility used as a surge capacity for the  
28 hospital.

29 (2) As used in this section, "coronavirus" means severe acute



1 **respiratory syndrome coronavirus 2 (SARS-CoV-2).**

2       Sec. 21717. (1) ~~An~~**Except as otherwise provided in subsection**  
3 **(2), an** individual shall not be admitted or retained for care in a  
4 nursing home ~~who~~**if either of the following applies:**

5       **(a) The individual** requires special medical or surgical  
6 treatment, or treatment for acute mental illness, developmental  
7 disability, communicable tuberculosis, or a communicable disease,  
8 unless the home is able to provide an area and a program for the  
9 care. The department shall approve both the area and the program.

10       **(b) Beginning September 1, 2020, the individual is being moved**  
11 **from another health facility or agency and the individual has**  
12 **tested positive for coronavirus unless that individual has since**  
13 **recovered from coronavirus.**

14       **(2) Notwithstanding any other provision of this part,**  
15 **beginning September 1, 2020, unless a nursing home can provide care**  
16 **to a resident who tests positive for coronavirus in a physically**  
17 **separate building, a nursing home shall move a resident who tests**  
18 **positive for coronavirus to a dedicated facility as described in**  
19 **section 5145(2) or a field hospital or other facility used as a**  
20 **surge capacity for a hospital.**

21       **(3) Nothing in this section shall be construed to require a**  
22 **nursing home to admit or retain an individual who has tested**  
23 **positive for coronavirus.**

24       **(4) As used in this section, "coronavirus" means severe acute**  
25 **respiratory syndrome coronavirus 2 (SARS-CoV-2).**

