

**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 section 5145.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 5145. (1) The department shall do all of the following:**

2 **(a) By July 31, 2020, conduct an evaluation of the operation,**
3 **efficacy, clinical outcomes, and performance of each COVID-19**
4 **regional hub that was implemented and operating during this state's**
5 **response to coronavirus in nursing homes and provide a detailed**
6 **report on its evaluation to the house and senate standing**
7 **committees on health policy.**

8 **(b) By August 15, 2020, develop and submit a plan to the house**



1 and senate standing committees on health policy describing a
2 process to ensure that by September 15, 2020 there are dedicated
3 facilities available for use for only coronavirus-positive patients
4 in each of the 8 health care regions of this state to provide care
5 to individuals who test positive for coronavirus and are ineligible
6 for admission at a hospital, nursing home, or adult foster care
7 facility. If the plan uses the regional hub design described in
8 subdivision (a), the plan must incorporate any enhancement that the
9 department considers appropriate to prevent the spread of
10 coronavirus in nursing homes based on the evaluation conducted by
11 the department under this section.

12 (2) As used in this section:

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

15 (b) "Health care region" means a health care region as
16 described by the department.

17 Sec. 21717. (1) An individual shall not be admitted or
18 retained for care in a nursing home ~~who~~ **if either of the following**
19 **applies:**

20 (a) **The individual** requires special medical or surgical
21 treatment, or treatment for acute mental illness, developmental
22 disability, communicable tuberculosis, or a communicable disease,
23 unless the home is able to provide an area and a program for the
24 care. The department shall approve both the area and the program.

25 (b) **Beginning September 15, 2020, the individual has tested**
26 **positive for coronavirus unless either of the following applies:**

27 (i) **The individual has since recovered from coronavirus.**

28 (ii) **The nursing home is able to provide a designated area and**
29 **a program to demonstrate its ability to retain the individual in**



1 its facility and provide the appropriate care necessary for the
2 individual consistent with adequate supply, staffing, and
3 operational capacity at the nursing home at the time of the
4 individual's diagnosis. The department shall approve the nursing
5 home's designated area and the program before the nursing home is
6 permitted to retain residents under this subparagraph in its care.

7 (2) As used in this section, "coronavirus" means severe acute
8 respiratory syndrome coronavirus 2 (SARS-CoV-2).