

SENATE BILL No. 1470

November 3, 2004, Introduced by Senators PATTERSON, HAMMERSTROM and JACOBS
and referred to the Committee on Health Policy.

A bill to amend 1974 PA 258, entitled
"Mental health code,"
by amending section 409 (MCL 330.1409), as amended by 1996 PA
588.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 409. (1) Each community mental health services program
2 shall establish 1 or more preadmission screening units with
3 24-hour availability to provide assessment and screening services
4 for individuals being considered for admission into hospitals or
5 alternative treatment programs. The community mental health
6 services program shall employ mental health professionals to
7 provide the preadmission screening services or contract with
8 another agency, which shall meet the requirements of this
9 section. Preadmission screening unit staff shall be supervised
10 by a registered professional nurse or other mental health

1 professional possessing at least a master's degree.

2 (2) Each community mental health services program shall
3 provide the address and telephone number of its preadmission
4 screening unit or units to law enforcement agencies, the
5 department, the court, and hospital emergency rooms.

6 (3) A preadmission screening unit shall assess ~~individuals~~
7 ~~who seek authorization~~ **an individual being considered** for
8 admission into ~~hospitals~~ **a hospital** operated by the department
9 or under contract with the community mental health services
10 program. If the individual is clinically suitable for
11 hospitalization, the preadmission screening unit shall authorize
12 voluntary admission to the hospital.

13 (4) If the preadmission screening unit of the community
14 mental health services program denies hospitalization, the
15 individual **or the person making the application** may request a
16 second opinion from the executive director. The executive
17 director shall arrange for an additional evaluation by a
18 psychiatrist, other physician, or licensed psychologist to be
19 performed within 3 days, excluding Sundays and legal holidays,
20 after the executive director receives the request. If the
21 conclusion of the second opinion is different from the conclusion
22 of the preadmission screening unit, the executive director, in
23 conjunction with the medical director, shall make a decision
24 based on all clinical information available. The executive
25 director's decision shall be confirmed in writing to the
26 individual who requested the second opinion, and the confirming
27 document shall include the signatures of the executive director

1 and medical director or verification that the decision was made
2 in conjunction with the medical director. If an individual is
3 assessed and found not to be clinically suitable for
4 hospitalization, the preadmission screening unit shall provide
5 appropriate referral services.

6 (5) If an individual is assessed and found not to be
7 clinically suitable for hospitalization, the preadmission
8 screening unit shall provide information regarding alternative
9 services and the availability of those services, and make
10 appropriate referrals.

11 (6) A preadmission screening unit shall assess and examine,
12 or refer to a hospital for examination, an individual who is
13 brought to the unit by a peace officer or ordered by a court to
14 be examined. If the individual meets the requirements for
15 hospitalization, the preadmission screening unit shall designate
16 the hospital to which the individual shall be admitted. The
17 preadmission screening unit shall consult with the individual
18 and, if the individual agrees, it shall consult with the
19 individual's family member of choice, if available, as to the
20 preferred hospital for admission of the individual.

21 (7) If the individual chooses a hospital not under contract
22 with a community mental health services program, and the hospital
23 agrees to the admission, the preadmission screening unit shall
24 refer the individual to the hospital that is requested by the
25 individual. Any financial obligation for the services provided
26 by the hospital shall be satisfied from funding sources other
27 than the community mental health services program, the

1 department, or other state or county funding.

2 Enacting section 1. This amendatory act does not take effect
3 unless all of the following bills of the 92nd Legislature are
4 enacted into law:

5 (a) Senate Bill No. 1464.

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7 (b) Senate Bill No. 1468.

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9 (c) Senate Bill No. 1469.

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11 (d) Senate Bill No. 1471.

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13 (e) Senate Bill No. 1472.

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