

# HOUSE BILL No. 4403

March 9, 1989, Introduced by Reps. Bennane, Hertel, Muxlow, Law, Stallworth, Gire, Palamara and DeMars and referred to the Committee on Public Health.

A bill to amend section 21513 of Act No. 368 of the Public Acts of 1978, entitled as amended

"Public health code,"

as amended by Act No. 178 of the Public Acts of 1987, being section 333.21513 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Section 21513 of Act No. 368 of the Public Acts  
2 of 1978, as amended by Act No. 178 of the Public Acts of 1987,  
3 being section 333.21513 of the Michigan Compiled Laws, is amended  
4 to read as follows:

5       Sec. 21513. The owner, operator, and governing body of a  
6 hospital licensed under this article:

7       (a) Are responsible for all phases of the operation of the  
8 hospital, selection of the medical staff, and quality of care  
9 rendered in the hospital.

1 (b) Shall cooperate with the department in the enforcement  
2 of this part, and require that the physicians, dentists, and  
3 other personnel working in the hospital and for whom a license or  
4 registration is required be currently licensed or registered.

5 (c) Shall assure that physicians and dentists admitted to  
6 practice in the hospital are granted hospital privileges consis-  
7 tent with their individual training, experience, and other  
8 qualifications.

9 (d) Shall assure that physicians and dentists admitted to  
10 practice in the hospital are organized into a medical staff to  
11 enable an effective review of the professional practices in the  
12 hospital for the purpose of reducing morbidity and mortality and  
13 improving the care provided in the hospital for patients. This  
14 review shall include the quality and necessity of the care pro-  
15 vided and the preventability of complications and deaths occur-  
16 ring in the hospital.

17 (e) Shall notify the appropriate board as to disciplinary  
18 action taken by the hospital for any of the grounds set forth in  
19 section 16221 which results in a change of employment status or  
20 privileges of practice of a physician or dentist admitted to  
21 practice in the hospital, including an offer by the hospital to  
22 permit the physician or dentist to resign in lieu of the hospital  
23 taking disciplinary action against the physician or dentist. The  
24 notice shall contain a summary of the information pertinent to  
25 the change and shall be transmitted in writing to the appropriate  
26 board within 30 days after the change occurs. As used in this

1 subdivision, "board" means a licensing board created pursuant to  
2 article 15.

3 (F) SHALL NOT DISCRIMINATE BECAUSE OF RACE, RELIGION, COLOR,  
4 NATIONAL ORIGIN, AGE, OR SEX IN THE OPERATION OF THE HOSPITAL  
5 INCLUDING EMPLOYMENT, PATIENT ADMISSION AND CARE, ROOM ASSIGN-  
6 MENT, AND PROFESSIONAL OR NONPROFESSIONAL SELECTION AND TRAINING  
7 PROGRAMS, AND SHALL NOT DISCRIMINATE IN THE SELECTION AND  
8 APPOINTMENT OF INDIVIDUALS TO THE PHYSICIAN STAFF OF THE HOSPITAL  
9 OR ITS TRAINING PROGRAMS ON THE BASIS OF LICENSURE OR REGISTRA-  
10 TION OR PROFESSIONAL EDUCATION AS DOCTORS OF MEDICINE, OSTEO-  
11 PATHIC MEDICINE AND SURGERY, OR PODIATRY.