

**Michigan Office of Administrative Hearings and Rules**  
**Administrative Rules Division (ARD)**

MOAHR-Rules@michigan.gov

**REQUEST FOR RULEMAKING (RFR)**

**1. Department:**

Health and Human Services

**2. Bureau:**

Behavioral and Physical Health and Aging Services Administration

**3. Promulgation type:**

Full Process

**4. Title of proposed rule set:**

Crisis Stabilization Unit Certification

**5. Rule numbers or rule set range of numbers:**

R 330.151 - R 330.199

**6. Estimated time frame:**

6 months

**Name of person filling out RFR:**

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**7. Describe the general purpose of these rules, including any problems the changes are intended to address.**

These proposed rules will address the mandated standards for certification and operational requirements for crisis stabilization units to ensure the safe, effective, and equitable operation of crisis stabilization services for all Michiganders. The crisis stabilization units, as an alternative to inpatient psychiatric hospitalization, will develop standards with “[t]he primary objective of crisis services is prompt assessment, stabilization, and determination of the appropriate level of care. The main desired outcome of crisis services is to avoid unnecessary hospitalization for an individual whose crisis may resolve with time, observation, and treatment.” MCL 330.1971.

**8. Please cite the specific promulgation authority for the rules (i.e. department director, commission, board, etc.).**

Department Director.

**A. Please list all applicable statutory references (MCLs, Executive Orders, etc.).**

By authority conferred on the department under 1974 PA 258, section 114 and section 972, MCL 330.1114 and MCL 330.1972.

**B. Are the rules mandated by any applicable constitutional or statutory provision? If so, please explain.**

MCL 330.1971 mandates that MDHHS provide for the certification of crisis stabilization units.

MCL 330.1972 mandates that DHHS establish minimum standards and requirements for certifying a crisis stabilization unit.

**9. Please describe the extent to which the rules conflict with or duplicate similar rules, compliance requirements, or other standards adopted at the state, regional, or federal level.**

The proposed rules will not conflict with or duplicate similar rules, compliance requirements, or other standards adopted at the state, regional, or federal level.

**10. Is the subject matter of the rules currently contained in any guideline, handbook, manual, instructional bulletin, form with instructions, or operational memoranda?**

Not currently. The plan is to develop a handbook in which to incorporate the rules once fully promulgated.

**11. Are the rules listed on the department's annual regulatory plan as rules to be processed for the current year?**

The rules were listed on the department's annual regulatory plan as rules to be processed for the current year.

**12. Will the proposed rules be promulgated under Section 44 of the Administrative Procedures Act, 1969 PA 306, MCL 24.244, or under the full rulemaking process?**

Full Process

**13. Please describe the extent to which the rules exceed similar regulations, compliance requirements, or other standards adopted at the state, regional, or federal level.**

The proposed rules will not exceed similar regulations, compliance requirements, or other standards adopted at the state, regional, or federal level.

**14. Do the rules incorporate the recommendations received from the public regarding any complaints or comments regarding the rules? If yes, please explain.**

The CSU model upon which the rules are based was developed by a stakeholder group with a broad section of stakeholders, including people with lived experience and entities who are eligible to operate CSU's. The standards will be shared with the same stakeholder group to incorporate their feedback prior to the rule promulgation process.

**15. If amending an existing rule set, please provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed the regulatory activity covered by the rules since the last evaluation.**

This is a new rule set.

**16. Are there any changes or developments since implementation that demonstrate there is no continued need for the rules, or any portion of the rules?**

This is a new rule set.

**17. Is there an applicable decision record (as defined in MCL 24.203(6) and required by MCL 24.239(2))? If so, please attach the decision record.**

No

**Based on the information provided in this RFR, MOAHR concludes that there are sufficient policy and legal bases for approving the RFR. The RFR satisfies the requirements of the Administrative Procedures Act of 1969, 1969 PA 306, MCL 24.201 to 24.328, and Executive Order No. 2019-6.**