

HOUSE BILL No. 4537

March 27, 2001, Introduced by Reps. DeWeese, Raczkowski, Ruth Johnson, DeRossett, Sanborn, Schauer, Lipsey, Vander Veen, Voorhees, Kooiman, Kuipers, Meyer, Bernero and Middaugh and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 20188.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 20188. (1) THE GOVERNOR'S COMMISSION ON PATIENT SAFETY
2 IS CREATED IN THE DEPARTMENT. THE COMMISSION CONSISTS OF THE
3 FOLLOWING 18 MEMBERS, APPOINTED BY THE GOVERNOR:

4 (A) TWO REPRESENTATIVES OF THE MICHIGAN HOSPITAL ASSOCIATION
5 OR ITS SUCCESSOR ORGANIZATION.

6 (B) TWO REPRESENTATIVES OF THE MICHIGAN STATE MEDICAL SOCI-
7 ETY OR ITS SUCCESSOR ORGANIZATION.

8 (C) TWO REPRESENTATIVES OF THE MICHIGAN OSTEOPATHIC ASSOCIA-
9 TION OR ITS SUCCESSOR ORGANIZATION.

10 (D) ONE REPRESENTATIVE OF THE EMERGENCY PHYSICIANS
11 ASSOCIATION OR ITS SUCCESSOR ORGANIZATION.

1 (E) ONE REPRESENTATIVE OF THE MICHIGAN NURSING ASSOCIATION
2 OR ITS SUCCESSOR ORGANIZATION.

3 (F) ONE REPRESENTATIVE OF THE EMERGENCY NURSES ASSOCIATION
4 OR ITS SUCCESSOR ORGANIZATION.

5 (G) ONE REPRESENTATIVE OF THE EMERGENCY MEDICAL TECHNICIAN
6 ASSOCIATION OR ITS SUCCESSOR ORGANIZATION.

7 (H) TWO REPRESENTATIVES OF THE MICHIGAN PHARMACISTS ASSOCIA-
8 TION OR ITS SUCCESSOR ORGANIZATION.

9 (I) TWO REPRESENTATIVES OF HEALTH CARE CONSUMERS.

10 (J) THE DIRECTOR OF THE DEPARTMENT OF COMMUNITY HEALTH OR
11 HIS OR HER DESIGNEE.

12 (K) THE DIRECTOR OF THE DEPARTMENT OF CONSUMER AND INDUSTRY
13 SERVICES OR HIS OR HER DESIGNEE.

14 (L) ONE REPRESENTATIVE OF THE MICHIGAN SOCIETY FOR CLINICAL
15 LABORATORY SCIENCE OR ITS SUCCESSOR ORGANIZATION.

16 (M) ONE REPRESENTATIVE OF THE MICHIGAN ACADEMY OF PHYSICIAN
17 ASSISTANTS OR ITS SUCCESSOR ORGANIZATION.

18 (2) THE COMMISSION ON PATIENT SAFETY SHALL MEET AND APPOINT
19 A CHAIRPERSON WITHIN 30 DAYS AFTER ALL MEMBERS ARE APPOINTED BY
20 THE GOVERNOR. SUBSEQUENTLY, THE COMMISSION SHALL MEET AT THE
21 CALL OF THE CHAIRPERSON OR AT THE REQUEST OF 8 MEMBERS OF THE
22 COMMISSION. EIGHT MEMBERS OF THE COMMISSION CONSTITUTE A QUORUM
23 FOR THE TRANSACTION OF BUSINESS. A MEMBER OF THE COMMISSION
24 SHALL SERVE FOR A TERM OF 1 YEAR. A VACANCY ON THE COMMISSION
25 SHALL BE FILLED BY THE GOVERNOR IN THE SAME MANNER AND FROM THE
26 SAME CATEGORY AS THE ORIGINAL APPOINTMENT.

1 (3) THE COMMISSION SHALL SYSTEMATICALLY STUDY REPORTS OF
2 MEDICAL ERRORS COMMITTED IN A HEALTH FACILITY OR IN PRIVATE
3 PRACTICE. NOT LATER THAN THE EXPIRATION OF 1 YEAR AFTER THE COM-
4 MISSION IS APPOINTED BY THE GOVERNOR, THE COMMISSION SHALL ISSUE
5 A WRITTEN REPORT. THE REPORT SHALL CONTAIN RECOMMENDATIONS FOR
6 IMPROVEMENTS IN MEDICAL PRACTICE AND A SYSTEM FOR REDUCING MEDI-
7 CAL ERRORS, BOTH IN HEALTH FACILITIES AND IN PRIVATE PRACTICE.

8 (4) THE BUSINESS WHICH THE PATIENT SAFETY COMMISSION PER-
9 FORMS SHALL BE CONDUCTED AT A PUBLIC MEETING OF THE COMMISSION
10 HELD IN COMPLIANCE WITH THE OPEN MEETINGS ACT, 1976 PA 267, MCL
11 15.261 TO 15.275. PUBLIC NOTICE OF THE TIME, DATE, AND PLACE OF
12 THE MEETING SHALL BE GIVEN IN THE MANNER REQUIRED BY THE OPEN
13 MEETINGS ACT, 1976 PA 267, MCL 15.261 TO 15.275.

14 (5) A WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF,
15 OR RETAINED BY THE PATIENT SAFETY COMMISSION IN THE PERFORMANCE
16 OF AN OFFICIAL FUNCTION SHALL BE MADE AVAILABLE TO THE PUBLIC IN
17 COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT, 1976 PA 442, MCL
18 15.231 TO 15.246.