



Senate Fiscal Agency  
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## BILL ANALYSIS



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Senate Bill 1269 (Substitute S-1 as reported)  
Sponsor: Senator Mike Kowall  
Committee: Economic Development

**CONTENT**

The bill would amend Part 222 of the Public Health Code, which governs the certificate of need (CON) program, to do the following:

- Add two public members to the CON Commission, and require one of the public members to be the chairperson of the Commission.
- Require the Commission to evaluate all CON review standards to determine if they allowed for actual approval of an application.
- Require the Commission to express plainly in the CON review standards if it determined that a service would be capped at a specific number of providers.
- Require voting on all motions before CON advisory committees to be documented by roll call vote and recorded in the minutes.
- Delete a provision requiring the Commission to make recommendations regarding the revision of CON application fees, if revenue from these fees is not within 10% of three-quarters of the Department of Community Health's costs in implementing Part 222.
- Require the joint legislative committee, which reviews CON issues, to meet quarterly.

The bill also would repeal Section 22226 of the Code, which requires the Commission to develop standards for regional CON review agencies in each review area.

MCL 333.22203 et al.

Legislative Analyst: Patrick Affholter

**FISCAL IMPACT**

The Department of Community Health would likely face minor administrative costs due to the expansion of the CON Commission.

Date Completed: 10-2-12

Fiscal Analyst: Steve Angelotti