

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS BUREAU OF
COMMUNITY AND HEALTH SYSTEMS PUBLIC
HEARING

February 23, 2023

Prepared by



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STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF COMMUNITY AND HEALTH SYSTEMS

PUBLIC HEARING

525 West Ottawa Street, Lansing, Michigan

Thursday, February 23, 2023, 10:00 a.m.

APPEARANCES:

For the Department of
Licensing and
Regulatory Affairs:

MS. TAMMY BAGBY
Department of Licensing and Regulatory
Affairs
Bureau of Community and Health Systems
PO Box 30664
Lansing, Michigan 48909-8170
(517) 243-9351

Also Present:

Larry Horvath, Jay Calewarts

RECORDED BY:

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7
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9
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11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

TABLE OF CONTENTS

PAGE

Statement by Ms. Bagby 3

1 Lansing, Michigan

2 Thursday, February 23, 2023 - 10:00 a.m.

3 MS. BAGLEY: Good morning. My name is Tammy
4 Bagby, and I am an analyst for the Bureau of Community and
5 Health Systems in the Department of Licensing and Regulatory
6 Affairs. As we begin today's hearing, I'd like to remind
7 you to silence any electronic devices.

8 This hearing, regarding the Administrative Rules
9 for: Adult Foster Care Family Homes, Adult Foster Care
10 Congregate Facilities, Adult Foster Care Small Group Homes,
11 and Adult Foster Care Large Group Homes is being called to
12 order at 10:01 on February 23rd at the G. Mennen Williams
13 Building Auditorium located at 525 West Ottawa Street in
14 Lansing, Michigan. This hearing is being conducted under
15 the authority of the Administrative Procedure Act, Public
16 Act 306 of 1969.

17 The Notice of Public Hearing was published in
18 three newspapers on January 31st in the Flint Journal and
19 February 2nd in the Grand Rapids Press and Marquette Mining
20 Journal. The same notice was published in the Michigan
21 Register on February 15th, 2023.

22 In summary, the proposed changes to these rules
23 still require licensees to complete an incident report and
24 take necessary corrective action when appropriate to protect
25 the health, safety, and welfare of residents but no longer

1 require the licensee to submit reports to LARA. The
2 licensee is still required to notify the resident's
3 designated representative and responsible agency. LARA
4 retains the right to review the incident reports as
5 appropriate during inspections and special investigations
6 after receiving a complaint.

7 Regulatory Impact Statements are available for
8 further explanation of these rule sets. Copies are
9 available inside the auditorium, or they can be found on the
10 web site for the Michigan Office of Administrative Hearing
11 and Rules.

12 Pursuant to section 45 of the Administrative
13 Procedure Act, MCL 24.245, the public hearing is an
14 opportunity for the public to present data, views,
15 questions, and arguments regarding the proposed rules. The
16 Department cannot respond to your comments but we will use
17 the testimony and documents presented at the hearing to
18 determine if any changes should be made.

19 If you have comments, please make sure they relate
20 directly to the proposed rules. If you have questions
21 regarding the rules, please submit your questions as part of
22 your testimony for the Department review. If you have
23 suggested changes to the proposed rules, please include the
24 specific reason why changes would be in the public interest.

25 If you wish to comment, please complete a white

1 card available at the table. This will help the Department
2 prepare the hearing record. When you testify, please
3 identify yourself by name and organization, if any, that you
4 may be speaking for today.

5 Written statements can be submitted directly to
6 me. The Department will also accept written statements
7 e-mailed or postmarked until 5:00 p.m. on February 23rd,
8 2023. Address information can be found in the Notice of
9 Public Hearing that we have made available.

10 The Department staff from the Bureau of Community
11 and Health Systems include Larry Horvath, Director of the
12 Bureau of Community and Health Systems, and Jay Calewarts,
13 Director of the Adult Foster Care and Camps Division.

14 It is 10:04 and we do not currently have anybody
15 in attendance for testimony. We will recess for 15 minutes
16 and come back at 10:20. So for right now we're in recess.

17 (Off the record)

18 MS. BAGLEY: It is 10:20 and seeing nobody has
19 arrived for testimony, we will close the meeting. Each
20 comment that we have received via e-mail and/or through the
21 mail will be reviewed and evaluated by the Bureau and those
22 can be received until 5:00 p.m. today. This hearing is now
23 adjourned.

24 (Proceedings concluded at 10:20 a.m.)

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Page 5

<p style="text-align: center;">A</p> <p>a.m 1:7 3:2 5:24 accept 5:6 Act 3:15,16 4:13 action 3:24 Address 5:8 adjourned 5:23 Administrative 3:8 3:15 4:10,12 Adult 3:9,9,10,11 5:13 Affairs 1:2,11,11 3:6 agency 4:3 analyst 3:4 and/or 5:20 anybody 5:14 APPEARANCES 1:9 appropriate 3:24 4:5 arguments 4:15 arrived 5:19 attendance 5:15 auditorium 3:13 4:9 authority 3:15 available 4:7,9 5:1,9</p> <hr/> <p style="text-align: center;">B</p> <p>back 5:16 Bagby 1:10 2:3 3:4 BAGLEY 3:3 5:18 Box 1:12 Building 3:13 Bureau 1:3,11 3:4 5:10,12,21</p> <hr/> <p style="text-align: center;">C</p> <p>Calewarts 1:14 5:12 called 3:11 Camps 5:13 card 5:1 Care 3:9,9,10,11 5:13 CER 1:16 Certified 1:16 changes 3:22 4:18 4:23,24 close 5:19 come 5:16 comment 4:25 5:20 comments 4:16,19 Community 1:3,11</p>	<p>3:4 5:10,12 complaint 4:6 complete 3:23 4:25 concluded 5:24 conducted 3:14 Congregate 3:10 CONTENTS 2:1 Copies 4:8 Corporation 1:17 corrective 3:24 currently 5:14</p> <hr/> <p style="text-align: center;">D</p> <p>data 4:14 Department 1:2,10 1:10 3:5 4:16,22 5:1,6,10 designated 4:3 determine 4:18 devices 3:7 directly 4:20 5:5 Director 5:11,13 Division 5:13 documents 4:17</p> <hr/> <p style="text-align: center;">E</p> <p>e-mail 5:20 e-mailed 5:7 electronic 1:16 3:7 evaluated 5:21 explanation 4:8</p> <hr/> <p style="text-align: center;">F</p> <p>Facilities 3:10 Family 3:9 February 1:7 3:2,12 3:19,21 5:7 Firm 1:17 Flint 3:18 Foster 3:9,9,10,11 5:13 found 4:9 5:8 further 4:8</p> <hr/> <p style="text-align: center;">G</p> <p>G 3:12 Good 3:3 Grand 3:19 Group 3:10,11</p> <hr/> <p style="text-align: center;">H</p> <p>health 1:3,11 3:5,25 5:11,12</p>	<p>hearing 1:5 3:6,8,14 3:17 4:10,13,17 5:2,9,22 help 5:1 Homes 3:9,10,11 Horvath 1:14 5:11</p> <hr/> <p style="text-align: center;">I</p> <p>identify 5:3 Impact 4:7 incident 3:23 4:4 include 4:23 5:11 information 5:8 inside 4:9 inspections 4:5 interest 4:24 investigations 4:5</p> <hr/> <p style="text-align: center;">J</p> <p>January 3:18 Jay 1:14 5:12 Journal 3:18,20</p> <hr/> <p style="text-align: center;">K</p> <p>Klingshirn 1:16</p> <hr/> <p style="text-align: center;">L</p> <p>Lansing 1:6,12 3:1 3:14 LARA 4:1,3 Large 3:11 Larry 1:14 5:11 licensee 4:1,2 licensees 3:23 Licensing 1:2,10,10 3:5 located 3:13 longer 3:25</p> <hr/> <p style="text-align: center;">M</p> <p>mail 5:21 Marcy 1:16 Marquette 3:19 MCL 4:13 meeting 5:19 Mennen 3:12 Michigan 1:1,6,12 3:1,14,20 4:10 Mining 3:19 minutes 5:15 morning 3:3</p> <hr/> <p style="text-align: center;">N</p>	<p>name 3:3 5:3 necessary 3:24 Network 1:17 newspapers 3:18 notice 3:17,20 5:8 notify 4:2 Number 1:17</p> <hr/> <p style="text-align: center;">O</p> <p>Office 4:10 opportunity 4:14 order 3:12 organization 5:3 Ottawa 1:6 3:13</p> <hr/> <p style="text-align: center;">P</p> <p>p.m 5:7,22 PAGE 2:2 part 4:21 please 4:19,21,23,25 5:2 PO 1:12 postmarked 5:7 prepare 5:2 present 1:14 4:14 presented 4:17 Press 3:19 Procedure 3:15 4:13 Proceedings 5:24 proposed 3:22 4:15 4:20,23 protect 3:24 public 1:5 3:15,17 4:13,14,24 5:9 published 3:17,20 Pursuant 4:12</p> <hr/> <p style="text-align: center;">Q</p> <p>questions 4:15,20 4:21</p> <hr/> <p style="text-align: center;">R</p> <p>Rapids 3:19 reason 4:24 received 5:20,22 receiving 4:6 recess 5:15,16 record 5:2,17 RECORDED 1:16 Recorder 1:16 regarding 3:8 4:15 4:21 Register 3:21</p>	<p>Registration 1:17 Regulatory 1:2,10 1:11 3:5 4:7 relate 4:19 remind 3:6 report 3:23 Reporting 1:17 reports 4:1,4 representative 4:3 require 3:23 4:1 required 4:2 resident's 4:2 residents 3:25 respond 4:16 responsible 4:3 retains 4:4 review 4:4,22 reviewed 5:21 right 4:4 5:16 rule 4:8 rules 3:8,22 4:11,15 4:20,21,23</p> <hr/> <p style="text-align: center;">S</p> <p>safety 3:25 section 4:12 seeing 5:18 sets 4:8 silence 3:7 site 4:10 Small 3:10 speaking 5:4 special 4:5 specific 4:24 staff 5:10 STATE 1:1 Statement 2:3 statements 4:7 5:5,6 Street 1:6 3:13 submit 4:1,21 submitted 5:5 suggested 4:23 summary 3:22 sure 4:19 Systems 1:3,11 3:5 5:11,12</p> <hr/> <p style="text-align: center;">T</p> <p>table 2:1 5:1 take 3:24 Tammy 1:10 3:3 testify 5:2 testimony 4:17,22</p>
--	--	---	--	---

5:15,19 three 3:18 Thursday 1:7 3:2 today 5:4,22 today's 3:6	30664 1:12 31st 3:18			
<hr/> U <hr/>	<hr/> 4 <hr/>			
use 4:16	45 4:12 48909-8170 1:12			
<hr/> V <hr/>	<hr/> 5 <hr/>			
views 4:14	5:00 5:7,22 517 1:13 525 1:6 3:13			
<hr/> W <hr/>	<hr/> 6 <hr/>			
we're 5:16 web 4:10 welfare 3:25 West 1:6 3:13 white 4:25 Williams 3:12 wish 4:25 written 5:5,6	6924 1:16			
<hr/> X <hr/>	<hr/> 7 <hr/>			
<hr/> Y <hr/>	<hr/> 8 <hr/>			
<hr/> Z <hr/>	8151 1:17			
<hr/> 0 <hr/>				
0-0-0- 5:25				
<hr/> 1 <hr/>				
1-800-632-2720 1:18 10:00 1:7 3:2 10:01 3:12 10:04 5:14 10:20 5:16,18,24 15 5:15 15th 3:21 1969 3:16				
<hr/> 2 <hr/>				
2023 1:7 3:2,21 5:8 23 1:7 3:2 23rd 3:12 5:7 24.245 4:13 243-9351 1:13 2nd 3:19				
<hr/> 3 <hr/>				
3 2:3 306 3:16				