



STATE OF MICHIGAN  
DEPARTMENT OF HEALTH AND HUMAN SERVICES  
LANSING

GRETCHEN WHITMER  
GOVERNOR

ELIZABETH HERTEL  
DIRECTOR

October 18, 2023

Sent via email to: [JCAR@legislature.mi.gov](mailto:JCAR@legislature.mi.gov)

Joint Committee on Administrative Rules (JCAR)  
Boji Tower, 3rd Floor  
124 W. Allegan St.  
P.O. Box 30036  
Lansing, MI 48909-7536

Re: Session Day Waiver Request

Dear Chairperson Haadsma, Alternate Chairperson Wojno, and JCAR Committee Members:

As the Regulatory Affairs Officer for the Department of Health and Human Services (Department), I respectfully request that the JCAR waive the remaining session days under the authority provided in the Administrative Procedures Act of 1969, MCL 24.245a(1)(d), for the review of the following two new rule sets:

1. Statewide Stroke System, Mich Admin Code R 330.251 to R 330.263 (MOAHR No. 2023-02 HS) filed with JCAR on September 21, 2023.

The new rule set represents a stakeholder-supported approach to system development that is practical, needed and designed to optimize quality care and positive outcomes for Michigan residents who have had a stroke. They describe the process of stroke program verification and designation; triage and transport and transfer; system evaluation; data collection; stroke registry establishment; and stroke performance improvement.

2. Statewide STEMI System, Mich Admin Code R 330.201 to R 330.214 (MOAHR No. 2022-61 HS) filed with JCAR on October 16, 2023.

The rules represent a stakeholder supported approach to system development that is practical, needed and designed to optimize quality care and positive outcomes for Michigan residents who have had a ST-segment elevation myocardial infarction or STEMI.

Like the stroke rules, outside of this rule set, there is not an organized effort in the state to ensure that those encountering a time intensive event like a stroke or STEMI get to the right resource in the right amount of time to salvage as much brain and heart tissue

as possible. This effort will integrate with the existing trauma system to capitalize on and enhance efficiencies and support positive outcomes for Michigan residents and visitors who are injured, have a heart attack or a stroke.

This waiver is being requested in order to utilize the appropriated funds set aside to develop both the Stroke and STEMI statewide systems under the State of Michigan Appropriations Act, 2023 PA 119, Art VI, Sec. 1186. Without the promulgated rules, the Department stands to lose a significant portion of the investment already made over the past eleven years and potentially the appropriated funding for this fiscal year.

The Department held a public hearing on the proposed rules on August 22, 2023. The Department accepted public comments not only during the public hearings but also via the department's specific administrative rule email box, [MDHHS-Adminrules@michigan.gov](mailto:MDHHS-Adminrules@michigan.gov), and by mail. Some of the amendments of both rule sets are based on oral and written public comments.

Given the holiday season fast approaching and the end of this year's session, the Department respectfully asks that the committee waive the balance of the session days in the review period in order for the Department to utilize the current appropriated funds for these important rules for the health and safety of the residents of the State.

Thank you for your consideration of this request.

Sincerely,



Mary E. Brennan  
Regulatory Affairs Officer  
Department of Health and Human Services  
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cc: Timothy Reeves and Rachel Hughart, Legal Counsel, JCAR  
Kathryn Wienczewski, Director, Michigan Office of Administrative Hearings and Rules  
Administrative Rules Division, [MOAHR-Rules@michigan.gov](mailto:MOAHR-Rules@michigan.gov)  
Sarah Lyon Callo, Senior Deputy Director, MDHHS Public Health Administration  
Jay Fieldler, State Bureau Administrator, MDHHS Bureau of Emergency Preparedness, EMS, and Systems of Care