HOUSE BILL No. 6025

September 13, 1990, Introduced by Rep. Hunter and referred to the Committee on Insurance.

A bill to amend the title of Act No. 350 of the Public Acts of 1980, entitled

"The nonprofit health care corporation reform act,"

as amended, being sections 550.1101 to 550.1704 of the Michigan Compiled Laws; and to add sections 435, 436, 437, 438, and 439.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1   Section 1. The title of Act No. 350 of the Public Acts of
2 1980, as amended, being sections 550.1101 to 550.1704 of the
3 Michigan Compiled Laws, is amended and sections 435, 436, 437,
4 438, and 439 are added to read as follows:
5   TITLE
6   An act to provide for the incorporation of nonprofit health
7 care corporations; to provide their rights, powers, and
8 immunities; to prescribe the powers and duties of certain state
9 officers relative to the exercise of those rights, powers, and

1 immunities; to prescribe certain conditions for the transaction

2 of business by those corporations in this state; to define the

3 relationship of health care providers to nonprofit health care

4 corporations and to specify their rights, powers, and immunities

5 with respect thereto; TO PROVIDE FOR A MICHIGAN CARING PROGRAM;

6 to provide for the regulation and supervision of nonprofit health

7 care corporations by the commissioner of insurance; to prescribe

8 powers and duties of certain other state officers with respect to

9 the regulation and supervision of nonprofit health care corpora-

10 tions; to regulate the merger or consolidation of certain corpo-

11 rations; to prescribe an expeditious and effective procedure for

12 the maintenance and conduct of certain administrative appeals

13 relative to provider class plans; to provide for certain adminis-

14 trative hearings relative to rates for health care benefits; to

15 provide for certain causes of action; to prescribe penalties and

16 to provide civil fines for violations of this act; and to repeal

17 certain acts and parts of acts.

18   SEC. 435. AS USED IN SECTIONS 436 TO 439, "PROGRAM" MEANS

19 THE MICHIGAN CARING PROGRAM CREATED IN SECTION 436.

20   SEC. 436. THERE IS CREATED WITHIN EACH HEALTH CARE CORPORA-

21 TION A MICHIGAN CARING PROGRAM FOR CHILDREN. THE PROGRAM SHALL

22 PROVIDE PRIMARY HEALTH CARE COVERAGE FOR CHILDREN AND SHALL BE

23 ADMINISTERED BY THE HEALTH CARE CORPORATION.

24   SEC. 437. A CHILD IS ELIGIBLE FOR ENROLLMENT IN THE PROGRAM

25 IF THE CHILD MEETS ALL OF THE FOLLOWING:

26   (A) IS LESS THAN 19 YEARS OF AGE.

1   (B) IS UNMARRIED.

2   (C) IS THE CHILD OR STEPCHILD DOMICILED WITH A PARENT OR

3 STEPPARENT WHOSE INCOME IS 200% OR LESS OF THE FEDERAL POVERTY

4 LEVEL OR WARD OF A LEGAL GUARDIAN WHOSE INCOME IS 200% OR LESS OF

5 THE FEDERAL POVERTY LEVEL.

6   (D) IS INELIGIBLE TO RECEIVE HEALTH CARE THROUGH TITLE XIX

7 OF THE SOCIAL SECURITY ACT, CHAPTER 531, 49 STAT. 620, 42

8 U.S.C. 1396 TO 1396d, 1396f TO 1396g, AND 1396i TO 1396s.

9   (E) IS ENROLLED IN THE PROGRAM WITH ALL OTHER ELIGIBLE

10 SIBLINGS.

11   (F) IS ENROLLED IN SCHOOL IF OF SCHOOL AGE.

12   (G) IS A RESIDENT OF THIS STATE.

13   SEC. 438. NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT,

14 THE PROGRAM SHALL PROVIDE PAYMENT ONLY FOR THE FOLLOWING BENEFITS

15 GIVEN TO AN ELIGIBLE ENROLLED CHILD:

16   (A) DOCTOR OFFICE VISITS FOR A SICK CHILD.

17   (B) MEDICALLY NECESSARY OUTPATIENT DIAGNOSTIC TESTS.

18   (C) EMERGENCY MEDICAL AND ACCIDENT CARE IN A DOCTOR'S OFFICE

19 OR HOSPITAL'S EMERGENCY ROOM.

20   (D) MEDICALLY NECESSARY OUTPATIENT SURGERY AND ANESTHESIA.

21   (E) PREVENTIVE CARE, INCLUDING, BUT NOT LIMITED TO, IMMUNI-

22 ZATIONS AND WELL-CHILD VISITS TO A DOCTOR'S OFFICE.

23   SEC. 439. THE PROGRAM SHALL NOT CHARGE ANY FEE TO AN

24 ENROLLED ELIGIBLE CHILD OR THE CHILD'S PARENTS OR LEGAL

25 GUARDIANS. THE PROGRAM SHALL BE FUNDED BY PRIVATE DONATIONS AND

26 PRIVATE AND PUBLIC GRANTS. THE HEALTH CARE CORPORATION SHALL

27 PROVIDE FREE OF CHARGE ADMINISTRATIVE SERVICES TO THE PROGRAM.