

HOUSE BILL No. 5277

November 6, 2003, Introduced by Reps. Hummel, Rivet, Plakas, O'Neil, Gleason, Richardville, Robertson, Stahl, Bradstreet, Voorhees, Vander Veen, Hoogendyk, Huizenga, Pappageorge, Mortimer, Newell, Ward, Casperson, Milosch, Paletko, Kooiman, Farhat, Koetje, Stakoe, Hune, Moolenaar, Emmons, Drolet, Palmer, Brown, Sheltroun, Spade, Pastor and Acciavatti and referred to the Committee on Health Policy.

A bill to amend 1980 PA 350, entitled
"The nonprofit health care corporation reform act,"
(MCL 550.1101 to 550.1704) by adding section 409a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 409a. (1) Notwithstanding any other provision of law,
2 a health care corporation may refuse to offer or provide a health
3 care benefit that violates an ethical, moral, or religious
4 principle reflected in its articles of incorporation or bylaws or
5 an adopted mission statement.

6 (2) A health care corporation shall not refuse to offer or
7 provide a health care benefit under subsection (1) if the benefit
8 is specifically covered under the certificate.

9 (3) A health care corporation's refusal to offer or provide a
10 health care benefit under subsection (1) shall not be a basis for
11 1 or more of the following:

1 (a) Civil, criminal, or administrative liability.

2 (b) Eligibility discrimination against the health care
3 corporation in providing a certificate where offering or
4 providing the health care benefit is not expressly required as a
5 condition of eligibility.