HOUSE BILL No. 5741

January 13, 2010, Introduced by Reps. Segal, Bauer, LeBlanc, Warren, Donigan, Barnett and Lipton and referred to the Committee on Health Policy.

A bill to amend 2006 PA 495, entitled

"An act to provide that certain entities contracting with state and local units of government are subject to the patient's right to independent review act,"

by amending section 2 (MCL 550.1952).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1   Sec. 2. (1) An entity that ~~contracts with a state or local~~

2 ~~unit of government to provide, deliver, arrange for, pay for, or~~

3 ~~reimburse~~ **PROVIDES, DELIVERS, ARRANGES FOR, PAYS FOR, REIMBURSES,**

4 **OR ADMINISTERS** any of the costs of health care services provided

5 under a self-funded plan established or maintained by ~~that~~ **ANY**

6 state or local unit of government ~~for its employees~~ **OR UNDER A**

7 **MEDICAL BENEFITS PLAN SUBJECT TO THE PUBLIC EMPLOYEES HEALTH ACT,**

8 **2007 PA 106, MCL 124.71 TO 124.85,** shall do all of the following:

1   (a) Establish procedures and make available to persons covered

2 by the plan internal reviews as though the entity were an insurer

3 subject to section 2213 of the insurance code of 1956, 1956 PA 218,

4 MCL 500.2213.

5   (b) Establish procedures and make available to persons covered

6 by the plan external reviews in the same manner and subject to all

7 the obligations, conditions, and consequences as though the entity

8 were a health carrier under the patient's right to independent

9 review act, 2000 PA 251, MCL 550.1901 to 550.1929.

10   (2) The commissioner of the office of financial and insurance

11 ~~services~~ **REGULATION** shall provide external reviews under subsection

12 (1)(b) to a person covered by the plan as though that person were a

13 covered person under the patient's right to independent review act,

14 2000 PA 251, MCL 550.1901 to 550.1929.

15   **(3) THIS SECTION DOES NOT APPLY TO A MEDICAID PLAN OR A**

16 **MEDICAID FEE-FOR-SERVICE PLAN.**