

Act No. 129
Public Acts of 1990
Approved by the Governor
June 25, 1990
Filed with the Secretary of State
June 26, 1990

**STATE OF MICHIGAN
85TH LEGISLATURE
REGULAR SESSION OF 1990**

Introduced by Reps. Middaugh, Bartnik, DeMars, Van Singel, Gnodtke, Alley, Sikkema, Wartner, Weeks, Rocca, Law, Dunaskiss, Stacey, Runco and Brown

ENROLLED HOUSE BILL No. 5644

AN ACT to amend sections 1, 11, 15, 18, and 19 of Act No. 125 of the Public Acts of 1963, entitled "An act to provide for the incorporation, supervision and regulation of nonprofit dental care corporations; to prescribe the functions of the commissioner of insurance as to such corporations; and to prescribe penalties for violations of this act," being sections 550.351, 550.361, 550.365, 550.368, and 550.369 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Sections 1, 11, 15, 18, and 19 of Act No. 125 of the Public Acts of 1963, being sections 550.351, 550.361, 550.365, 550.368, and 550.369 of the Michigan Compiled Laws, are amended to read as follows:

Sec. 1. (1) Three or more residents of this state may form a nonprofit corporation under the provisions of this act for the purpose of establishing, maintaining, and operating nonprofit dental care plans by which professional licensed dental services are provided at the expense of the corporation to persons who become subscribers to the plans.

(2) The dental care plans may be a fee for service plan, administrative service contract, cost-plus arrangement, or a capitation plan.

(3) The corporation may establish, maintain, and operate dental care plans to furnish, deliver, indemnify, or finance professional dental services in other states, directly or through affiliate corporations.

(4) Except as otherwise provided in this act, a corporation formed under this act is subject to the nonprofit corporation act, Act No. 162 of the Public Acts of 1982, being sections 450.2101 to 450.3192 of the Michigan Compiled Laws.

Sec. 11. A dental care corporation may provide dental services to persons outside the state who are eligible under contracts entered into under section 19.

Sec. 15. A licensed dentist is eligible to render professional services to subscribers upon compliance with uniform requirements prescribed by the dental care corporation. At least 1/4 of the resident licensed dentists practicing in this state shall execute and maintain agreements with the corporation to render dental care to the subscribers of the corporation in order for the corporation to qualify and continue operating under this act.

Sec. 18. Dental care rendered by a dental care corporation shall at all times be in accordance with the accepted dental practice in the community in which the care was rendered. A corporation shall furnish dental care only through licensed dentists.

Sec. 19. A dental care corporation may receive from governmental or private agencies, corporations, associations, groups, or individuals, within or outside the state, payments covering all or part of the costs of subscriptions to provide dental care for needy and other persons. Contracts for dental care shall be between the corporation and the person to receive the care.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved

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Governor.