

HOUSE BILL No. 6090

September 25, 1990, Introduced by Reps. Nye, Crandall, Wartner, Muxlow, Walberg, Randall, Bender, Johnson, Sikkema, DeMars, Oxender, Emmons, Sparks, Willis Bullard, Pridnia and Saunders 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, 439, and
440.

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, 439, and 440 are added to read as follows:

| 5 | TITLE |
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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

1 officers relative to the exercise of those rights, powers, and
2 immunities; to prescribe certain conditions for the transaction
3 of business by those corporations in this state; to define the
4 relationship of health care providers to nonprofit health care
5 corporations and to specify their rights, powers, and immunities
6 with respect thereto; TO PROVIDE FOR A MICHIGAN CARING PROGRAM
7 FOR CHILDREN; to provide for the regulation and supervision of
8 nonprofit health care corporations by the commissioner of insur-
9 ance; to prescribe powers and duties of certain other state offi-
10 cers with respect to the regulation and supervision of nonprofit
11 health care corporations; to regulate the merger or consolidation
12 of certain corporations; to prescribe an expeditious and effec-
13 tive procedure for the maintenance and conduct of certain admin-
14 istrative appeals relative to provider class plans; to provide
15 for certain administrative hearings relative to rates for health
16 care benefits; to provide for certain causes of action; to pre-
17 scribe penalties and to provide civil fines for violations of
18 this act; and to repeal certain acts and parts of acts.

19 SEC. 435. AS USED IN SECTIONS 436 TO 439, "PROGRAM" MEANS
20 THE MICHIGAN CARING PROGRAM FOR CHILDREN CREATED IN SECTION 436.

21 SEC. 436. THERE IS CREATED WITHIN EACH HEALTH CARE CORPORA-
22 TION A MICHIGAN CARING PROGRAM FOR CHILDREN. THE PROGRAM SHALL
23 PROVIDE PRIMARY HEALTH CARE COVERAGE FOR CHILDREN AND SHALL BE
24 ADMINISTERED BY A BOARD OF DIRECTORS SELECTED BY THE HEALTH CARE
25 CORPORATION.

26 SEC. 437. A CHILD IS ELIGIBLE FOR ENROLLMENT IN THE PROGRAM
27 IF THE CHILD MEETS ALL OF THE FOLLOWING:

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

2 (B) IS UNMARRIED.

3 (C) DOES NOT HAVE INCOME THAT EXCEEDS THE FEDERAL POVERTY
4 GUIDELINE.

5 (D) IS THE CHILD, STEPCHILD, OR WARD OF A LEGAL GUARDIAN
6 WHOSE INCOME DOES NOT EXCEED THE FEDERAL POVERTY GUIDELINE.

7 (E) IS INELIGIBLE TO RECEIVE HEALTH CARE THROUGH TITLE XIX
8 OF THE SOCIAL SECURITY ACT, CHAPTER 531. 49 STAT. 620, 42
9 U.S.C. 1396 TO 1396d, 1396f TO 1396g, AND 1396i TO 1396s.

10 (F) IS A RESIDENT OF THIS STATE.

11 SEC. 438. THE PROGRAM SHALL PROVIDE PAYMENT FOR THE FOLLOW-
12 ING BENEFITS GIVEN TO AN ELIGIBLE ENROLLED CHILD:

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

14 (B) OUTPATIENT DIAGNOSTIC TESTS.

15 (C) EMERGENCY MEDICAL AND ACCIDENT CARE IN A DOCTOR'S OFFICE
16 OR HOSPITAL'S EMERGENCY ROOM.

17 (D) OUTPATIENT SURGERY.

18 (E) PREVENTIVE CARE, INCLUDING, BUT NOT LIMITED TO, IMMUNI-
19 ZATIONS AND WELL-CHILD VISITS TO A DOCTOR'S OFFICE.

20 SEC. 439. THE PROGRAM SHALL NOT CHARGE ANY FEE TO AN
21 ENROLLED ELIGIBLE CHILD OR THE CHILD'S PARENTS OR LEGAL
22 GUARDIANS.

23 SEC. 440. THE PROGRAM MAY ACCEPT PRIVATE DONATIONS AND PRI-
24 VATE AND PUBLIC GRANTS AND FUNDS.