

Act No. 102
Public Acts of 1991
Approved by the Governor
September 6, 1991
Filed with the Secretary of State
September 6, 1991

**STATE OF MICHIGAN
86TH LEGISLATURE
REGULAR SESSION OF 1991**

Introduced by Senators Pridnia and Vaughn

ENROLLED SENATE BILL No. 295

AN ACT to amend Act No. 350 of the Public Acts of 1980, entitled as amended "An act to provide for the incorporation of nonprofit health care corporations; to provide their rights, powers, and immunities; to prescribe the powers and duties of certain state officers relative to the exercise of those rights, powers, and immunities; to prescribe certain conditions for the transaction of business by those corporations in this state; to define the relationship of health care providers to nonprofit health care corporations and to specify their rights, powers, and immunities with respect thereto; to provide for a Michigan caring program; to provide for the regulation and supervision of nonprofit health care corporations by the commissioner of insurance; to prescribe powers and duties of certain other state officers with respect to the regulation and supervision of nonprofit health care corporations; to regulate the merger or consolidation of certain corporations; to prescribe an expeditious and effective procedure for the maintenance and conduct of certain administrative appeals relative to provider class plans; to provide for certain administrative hearings relative to rates for health care benefits; to provide for certain causes of action; to prescribe penalties and to provide civil fines for violations of this act; and to repeal certain acts and parts of acts," as amended, being sections 550.1101 to 550.1704 of the Michigan Compiled Laws, by adding section 401d.

The People of the State of Michigan enact:

Section 1. Act No. 350 of the Public Acts of 1980, as amended, being sections 550.1101 to 550.1704 of the Michigan Compiled Laws, is amended by adding section 401d to read as follows:

Sec. 401d. (1) If a health care corporation group or nongroup certificate provides for health care benefits for services performed by a physician's assistant, those benefits or reimbursement for those benefits at the prevailing rate shall not be denied if the services were performed by a physician's assistant acting within the scope of his or her license and provided that the following are met:

(a) If a physician's assistant works for a physician or facility that specializes in a particular area of medicine, then a physician that specializes in that area is physically present on the premises when the physician's assistant's services are performed.

(b) If a physician's assistant works for a physician or facility that engages in general family practice, then a physician need not be physically present on the premises when the physician's assistant's services are performed.

(2) As used in this section, "physician's assistant" means an individual licensed as a physician's assistant under article 15 of the public health code, Act No. 368 of the Public Acts of 1978, being sections 333.16101 to 333.18838 of the Michigan Compiled Laws.

(3) This section applies in counties with populations of 25,000 people or less.

(4) A physician supervising a physician's assistant shall do so from within Michigan or from a state bordering Michigan.

This act is ordered to take immediate effect.

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Secretary of the Senate.

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Clerk of the House of Representatives.

Approved.....

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Governor.