

HOUSE BILL No. 5720

March 26, 1992, Introduced by Reps. Clack, Bennane, Emerson, Murphy and Brown and referred to the Committee on Insurance.

A bill to amend Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code," as amended, being sections 333.1101 to 333.25211 of the Michigan Compiled Laws, by adding section 21054u.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 368 of the Public Acts of 1978, as
2 amended, being sections 333.1101 to 333.25211 of the Michigan
3 Compiled Laws, is amended by adding section 21054u to read as
4 follows:

5 SEC. 21054U. (1) EXCEPT AS PROVIDED IN SUBSECTION (2), A
6 HEALTH MAINTENANCE ORGANIZATION SHALL NOT REFUSE TO ISSUE OR CON-
7 TINUE A HEALTH MAINTENANCE CONTRACT OR DENY HEALTH MAINTENANCE
8 SERVICES IN WHOLE OR IN PART BECAUSE A SUBSCRIBER OR APPLICANT
9 FOR A HEALTH MAINTENANCE CONTRACT HAS A PREEXISTING CONDITION.

1 (2) A HEALTH MAINTENANCE ORGANIZATION MAY EXCLUDE COVERAGE
2 FOR A PREEXISTING CONDITION IN A HEALTH MAINTENANCE CONTRACT FOR
3 NOT MORE THAN 6 MONTHS FROM THE EFFECTIVE DATE OF COVERAGE.

4 (3) AS USED IN THIS SECTION, "PREEXISTING CONDITION" MEANS A
5 CONDITION FOR WHICH MEDICAL ADVICE OR TREATMENT WAS RECOMMENDED
6 BY, OR RECEIVED FROM, A PROVIDER OF HEALTH CARE SERVICES WITHIN 6
7 MONTHS PRECEDING THE EFFECTIVE DATE OF COVERAGE OF A SUBSCRIBER.