



SENATE BILL No. 954

December 9, 1993, Introduced by Senators Welborn and
Schwarz and referred to the Committee on Commerce

A bill to amend section 3104b of Act No 218 of the Public
Acts of 1956, entitled as amended

"The insurance code of 1956,"

as added by Act No 143 of the Public Acts of 1993, being section
500 3104b of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 3104b of Act No 218 of the Public Acts
2 of 1956, as added by Act No 143 of the Public Acts of 1993,
3 being section 500 3104b of the Michigan Compiled Laws, is amended
4 to read as follows

5 Sec 3104b (1) ~~An automobile insurer may use clinical~~
6 ~~care management for each insured whose personal protection insur-~~
7 ~~ance benefits are not expected to exceed the current~~
8 ~~indemnification amount listed in section 3104(2)~~ An automobile
9 insurer shall use clinical care management for each insured whose

1 personal protection insurance benefits are expected to exceed the
2 current indemnification amount listed in section 3104(2)

3 (2) An automobile insurer shall do the following

4 (a) Develop clinical care management enrollment forms and
5 procedures

6 (b) Develop procedures for an injured person to select a
7 clinical care manager and for the insurer to appoint a clinical
8 care manager for those injured persons who do not select a clinical
9 care manager

10 (c) Neither appoint nor contract for clinical care management
11 services with itself, an entity in which it has a financial
12 interest, or another automobile insurer

13 (d) Require an injured person to designate a clinical care
14 manager prior to authorizing payment for services

15 (e) Reimburse each clinical care manager reasonable fees for
16 the development, management, and update of a clinical care management
17 plan

18 (3) A clinical care manager shall do the following

19 (a) Submit an initial clinical care management plan with an
20 insurer within 60 days of the insurer's request for a clinical
21 care management plan

22 (b) Develop a new clinical care management plan for an
23 injured person expected to incur allowable expenses for a period
24 which will exceed the duration of an initial or succeeding clinical
25 care management plan

26 (c) Maintain patient-physician confidentiality

(4) As used in this section

(a) "Clinical care management plan" means a written plan of a duration not greater than 6 months developed and documented by or under the direction of a clinical care manager setting forth the care and other products, services, and accommodations for an injured person's care, treatment, recovery, and rehabilitation

A clinical care management plan shall list and explain all services that are to be provided and a schedule for review at appropriate, periodic intervals determined by the clinical care

manager A revised clinical care management plan may be developed before 6 months have expired if an injured person's condition or needs change An injured person, somebody authorized to speak and act on the injured person's behalf, or a health care provider may initiate a written request for a revised clinical care management plan A request shall include the rationale for the revision

(b) "Clinical care manager" means a licensed medical or osteopathic doctor, physiatrist, psychologist, nurse, social worker, or physical or occupational therapist who provides the type of care necessary for the injured person's care, treatment, recovery, or rehabilitation