



HOUSE BILL No. 4321

February 7, 1995, Introduced by Reps. Berman, DeHart, Martinez, LaForge, Hanley, DeMars, Cherry, Gire, Gilmer, Johnson, Gubow, Ciaramitaro, Brater, Scott, Yokich, Parks, Pitoniak, Anthony, Harder, Wetters and Baade 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) AN INDIVIDUAL OR GROUP CONTRACT PROVIDING
6 COVERAGE FOR A FAMILY MEMBER OF THE SUBSCRIBER SHALL, AS TO THAT
7 FAMILY MEMBER'S COVERAGE, ALSO PROVIDE THAT THE COVERAGE
8 APPLICABLE FOR CHILDREN SHALL BE PAYABLE WITH RESPECT TO A NEWLY
9 BORN CHILD OF THE SUBSCRIBER FROM THE MOMENT OF BIRTH. THE

1 COVERAGE FOR NEWLY BORN CHILDREN SHALL CONSIST OF COVERAGE OF
2 INJURY OR SICKNESS INCLUDING THE NECESSARY CARE AND TREATMENT OF
3 MEDICALLY DIAGNOSED CONGENITAL DEFECTS AND BIRTH ABNORMALITIES.
4 THE CONTRACT MAY REQUIRE THAT NOTIFICATION OF BIRTH OF A NEWLY
5 BORN CHILD AND PAYMENT OF THE REQUIRED CHARGE SHALL BE FURNISHED
6 TO THE HEALTH MAINTENANCE ORGANIZATION WITHIN 31 DAYS AFTER THE
7 DATE OF BIRTH IN ORDER TO HAVE THE COVERAGE CONTINUE BEYOND THE
8 31-DAY PERIOD.

9 (2) BY JULY 1, 1995, A HEALTH MAINTENANCE ORGANIZATION THAT
10 PROVIDES OR OFFERS TO PROVIDE COVERAGE FOR A FAMILY MEMBER OF THE
11 SUBSCRIBER IN AN INDIVIDUAL OR GROUP CONTRACT SHALL PROVIDE COV-
12 ERAGE IN THAT CONTRACT UPON THE SUBSCRIBER'S ELECTION AS
13 FOLLOWS:

14 (A) FOR THE SUBSCRIBER'S ADOPTED CHILDREN BEGINNING FROM THE
15 DATE OF PLACEMENT FOR THE PURPOSE OF ADOPTION AND CONTINUING
16 UNTIL THE CONTRACT IS CANCELED OR DISCONTINUED, DEPENDENT COVER-
17 AGE ENDS UNDER THE TERMS OF THE CONTRACT, OR THE PLACEMENT IS
18 DISRUPTED PRIOR TO LEGAL ADOPTION AND THE CHILD IS REMOVED FROM
19 PLACEMENT.

20 (B) FOR THE SUBSCRIBER'S ADOPTED CHILDREN BEGINNING FROM THE
21 DATE OF ADOPTION AND CONTINUING UNTIL THE CONTRACT IS CANCELED OR
22 DISCONTINUED OR DEPENDENT COVERAGE ENDS UNDER THE TERMS OF THE
23 CONTRACT.

24 (3) COVERAGE UNDER SUBSECTION (2) FOR THE ADOPTED CHILD OR
25 THE CHILD WHO IS PLACED TO BE ADOPTED SHALL BE THE SAME AS IF THE
26 CHILD WAS A NEWLY BORN BIOLOGICAL CHILD OF THE SUBSCRIBER.

1 (4) AS USED IN THIS SECTION, "ADOPTED CHILD", "ADOPTED
2 CHILDREN", AND "CHILD WHO IS PLACED TO BE ADOPTED" MEAN
3 RESPECTIVELY AN INDIVIDUAL WHO IS ADOPTED OR WHO IS PLACED TO BE
4 ADOPTED AND WHO IS LESS THAN 18 YEARS OF AGE.