



# HOUSE BILL No. 5728

March 28, 1996, Introduced by Reps. Gubow, Anthony, Martinez, Brewer, Hanley, Prusi, DeMars, Willard and DeLange 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 OTHERWISE PROVIDED IN  
6 SUBSECTION (2), IN EACH GROUP AND INDIVIDUAL CONTRACT THAT PRO-  
7 VIDES MATERNITY BENEFITS A HEALTH MAINTENANCE ORGANIZATION SHALL  
8 PROVIDE COVERAGE FOR A MINIMUM OF 48 HOURS OF IN-PATIENT HOSPITAL  
9 SERVICES FOLLOWING A VAGINAL DELIVERY AND A MINIMUM OF 96 HOURS

1 OF IN-PATIENT HOSPITAL SERVICES FOLLOWING A CESAREAN SECTION FOR  
2 A MOTHER AND HER NEWLY BORN CHILD.

3 (2) SUBSECTION (1) DOES NOT APPLY TO A HEALTH MAINTENANCE  
4 ORGANIZATION CONTRACT THAT PROVIDES HEALTH CARE SERVICES FOR  
5 POST-DELIVERY CARE TO A MOTHER AND HER NEWLY BORN CHILD IN THE  
6 HOME UNLESS SUCH IN-PATIENT SERVICES ARE REQUESTED BY THE MOTHER  
7 OR ARE DETERMINED TO BE MEDICALLY NECESSARY BY THE OBSTETRICIAN,  
8 PEDIATRICIAN, OR OTHER PHYSICIAN ATTENDING THE MOTHER OR NEWLY  
9 BORN CHILD.

10 (3) POST-DELIVERY CARE UNDER SUBSECTION (2) SHALL CONSIST OF  
11 A MINIMUM OF 3 HOME VISITS, IN ACCORDANCE WITH ACCEPTED MATERNAL  
12 AND NEONATAL PHYSICAL ASSESSMENTS, BY A REGISTERED NURSE WITH AT  
13 LEAST 3 YEARS' EXPERIENCE IN COMMUNITY MATERNAL AND CHILD HEALTH  
14 NURSING. SERVICES PROVIDED BY THE REGISTERED NURSE SHALL  
15 INCLUDE, BUT ARE NOT LIMITED TO, PARENT EDUCATION, ASSISTANCE AND  
16 TRAINING IN BREAST OR BOTTLE FEEDING, AND THE PERFORMANCE OF ANY  
17 NECESSARY AND APPROPRIATE CLINICAL TESTS. THE HOME VISITS SHALL  
18 BE CONDUCTED WITHIN 24 HOURS, WITHIN 25 TO 48 HOURS, AND WITHIN  
19 96 TO 120 HOURS FOLLOWING THE DISCHARGE OF THE MOTHER AND HER  
20 NEWLY BORN CHILD.

21 (4) A HEALTH MAINTENANCE ORGANIZATION SHALL PROVIDE WRITTEN  
22 PROMINENT NOTICE TO ITS ENROLLEES CONCERNING THE COVERAGE  
23 REQUIRED BY THIS SECTION AT THE EARLIEST OF THE FOLLOWING:

24 (A) THE FIRST MAILING TO THE ENROLLEE AFTER THE EFFECTIVE  
25 DATE OF THIS SECTION.

26 (B) JANUARY 1, 1997.