

HOUSE BILL NO. 5076

A bill to amend 1980 PA 350, entitled
"The nonprofit health care corporation reform act,"
(MCL 550.1101 to 550.1704) by adding section 418.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 418. (1) A HEALTH CARE CORPORATION CERTIFICATE THAT
2 PROVIDES COVERAGE FOR EMERGENCY HEALTH SERVICES SHALL PROVIDE
3 COVERAGE FOR MEDICALLY NECESSARY SERVICES PROVIDED TO A MEMBER
4 FOR THE SUDDEN ONSET OF A MEDICAL CONDITION THAT MANIFESTS ITSELF
5 BY SIGNS AND SYMPTOMS OF SUFFICIENT SEVERITY, INCLUDING SEVERE
6 PAIN, SUCH THAT THE ABSENCE OF IMMEDIATE MEDICAL ATTENTION COULD
7 REASONABLY BE EXPECTED TO RESULT IN SERIOUS JEOPARDY TO THE
8 INDIVIDUAL'S HEALTH OR TO A PREGNANCY IN THE CASE OF A PREGNANT
9 WOMAN, SERIOUS IMPAIRMENT TO BODILY FUNCTIONS, OR SERIOUS
10 DYSFUNCTION OF ANY BODILY ORGAN OR PART. A HEALTH CARE
11 CORPORATION SHALL NOT DENY PAYMENT FOR EMERGENCY HEALTH SERVICES

1 UP TO THE POINT OF STABILIZATION PROVIDED TO A MEMBER UNDER THIS
2 SUBSECTION BECAUSE OF EITHER OF THE FOLLOWING:

3 (A) THE FINAL DIAGNOSIS.

4 (B) PRIOR AUTHORIZATION WAS NOT GIVEN BY THE HEALTH CARE
5 CORPORATION BEFORE EMERGENCY HEALTH SERVICES WERE PROVIDED.

6 (2) AS USED IN THIS SECTION, "STABILIZATION" MEANS THE POINT
7 AT WHICH NO MATERIAL DETERIORATION OF A CONDITION IS LIKELY,
8 WITHIN REASONABLE MEDICAL PROBABILITY, TO RESULT FROM OR OCCUR
9 DURING TRANSFER OF THE PATIENT.