

HOUSE BILL No. 5782

March 12, 2002, Introduced by Rep. Spade and referred to the Committee on Insurance and Financial Services.

A bill to amend 1980 PA 350, entitled
"The nonprofit health care corporation reform act,"
(MCL 550.1101 to 550.1704) by adding section 416c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 416C. (1) A HEALTH CARE CORPORATION THAT ISSUES OR
2 RENEWS IN THIS STATE ON OR AFTER JANUARY 1, 2003 A GROUP OR NON-
3 GROUP CERTIFICATE THAT PROVIDES PRESCRIPTION COVERAGE SHALL PRO-
4 VIDE COVERAGE FOR LOW-PROTEIN MODIFIED FOOD PRODUCTS SUBJECT TO
5 BOTH OF THE FOLLOWING:

6 (A) THE LOW-PROTEIN MODIFIED FOOD PRODUCTS ARE PRESCRIBED
7 FOR THE THERAPEUTIC TREATMENT OF AMINO ACID DISORDERS.

8 (B) THE LOW-PROTEIN MODIFIED FOOD PRODUCTS ARE ADMINISTERED
9 UNDER THE DIRECTION OF A PHYSICIAN.

10 (2) COVERAGE UNDER THIS SECTION SHALL NOT HAVE DEDUCTIBLES
11 AND COPAYMENT PROVISIONS THAT ARE LESS FAVORABLE THAN THOSE FOR

1 PRESCRIPTION COVERAGE GENERALLY. COVERAGE UNDER THIS SECTION MAY
2 BE LIMITED TO A CAP OF \$4,000.00 PER PLAN YEAR ON BOTH INDIVIDUAL
3 MEDICAL FOOD EXPENDITURES AND MEDICAL FORMULAS. THIS \$4,000.00
4 CAP SHALL BE ADJUSTED ANNUALLY BY THE COMMISSIONER PURSUANT TO
5 THE CONSUMER PRICE INDEX.

6 (3) AS USED IN THIS SECTION:

7 (A) "CONSUMER PRICE INDEX" MEANS THE PERCENTAGE OF CHANGE IN
8 THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS IN THE UNITED
9 STATES CITY AVERAGE FOR ALL ITEMS FOR THE PRIOR 12-MONTH PERIOD
10 AS REPORTED BY THE UNITED STATES DEPARTMENT OF LABOR, BUREAU OF
11 LABOR STATISTICS, AND AS CERTIFIED BY THE COMMISSIONER.

12 (B) "LOW-PROTEIN MODIFIED FOOD PRODUCT" MEANS A FOOD PRODUCT
13 THAT IS SPECIALLY FORMULATED TO HAVE LESS THAN 1 GRAM OF PROTEIN
14 PER SERVING. LOW-PROTEIN MODIFIED FOOD PRODUCT DOES NOT INCLUDE
15 A NATURAL FOOD THAT IS NATURALLY LOW IN PROTEIN.