

HOUSE BILL No. 6268

June 22, 2006, Introduced by Rep. Mortimer and referred to the Committee on Health Policy.

A bill to amend 1956 PA 218, entitled
"The insurance code of 1956,"
(MCL 500.100 to 500.8302) by adding section 3406s.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 3406S. (1) AN INSURER THAT DELIVERS, ISSUES FOR DELIVERY,
2 OR RENEWS IN THIS STATE ON OR AFTER JANUARY 1, 2007 AN EXPENSE-
3 INCURRED HOSPITAL, MEDICAL, OR SURGICAL POLICY OR CERTIFICATE AND A
4 HEALTH MAINTENANCE ORGANIZATION THAT ISSUES OR RENEWS A GROUP OR
5 INDIVIDUAL CONTRACT ON OR AFTER JANUARY 1, 2007 SHALL PROVIDE
6 COVERAGE FOR THE TREATMENT OF GENETIC INBORN ERRORS OF METABOLISM
7 THAT INVOLVE AMINO ACID, CARBOHYDRATE, AND FAT METABOLISM AND FOR
8 WHICH MEDICALLY STANDARD METHODS OF DIAGNOSIS, TREATMENT, AND
9 MONITORING EXIST.

10 (2) COVERAGE UNDER THIS SECTION SHALL INCLUDE EXPENSES OF
11 DIAGNOSING, MONITORING, AND CONTROLLING DISORDERS BY NUTRITIONAL

1 AND MEDICAL ASSESSMENT, INCLUDING CLINICAL SERVICES, BIOCHEMICAL
2 ANALYSIS, MEDICAL SUPPLIES, PRESCRIPTION DRUGS, CORRECTIVE LENSES
3 FOR CONDITIONS RELATED TO THE GENETIC INBORN ERROR OF METABOLISM,
4 NUTRITIONAL MANAGEMENT, AND SPECIAL MEDICAL FOODS USED IN TREATMENT
5 TO COMPENSATE FOR THE METABOLIC ABNORMALITY AND TO MAINTAIN
6 ADEQUATE NUTRITIONAL STATUS.

7 (3) COVERAGE UNDER THIS SECTION SHALL NOT HAVE DEDUCTIBLES,
8 COPAYMENT, COINSURANCE, DOLLAR LIMITS, OR DURATIONAL LIMITS THAT
9 ARE LESS FAVORABLE THAN THOSE FOR PHYSICAL ILLNESS GENERALLY.

10 (4) AS USED IN THIS SECTION:

11 (A) "GENETIC INBORN ERROR OF METABOLISM" MEANS A RARE,
12 INHERITED DISORDER THAT MEETS ALL OF THE FOLLOWING:

13 (i) IS PRESENT AT BIRTH.

14 (ii) IF UNTREATED, RESULTS IN MENTAL RETARDATION OR DEATH.

15 (iii) CAUSES THE NECESSITY FOR CONSUMPTION OF SPECIAL MEDICAL
16 FOODS.

17 (B) "SPECIAL MEDICAL FOODS" MEANS NUTRITIONAL SUBSTANCES IN
18 ANY FORM THAT MEET ALL OF THE FOLLOWING:

19 (i) ARE FORMULATED TO BE CONSUMED OR ADMINISTERED INTERNALLY
20 UNDER THE SUPERVISION OF A PHYSICIAN.

21 (ii) ARE SPECIFICALLY PROCESSED OR FORMULATED TO BE DISTINCT IN
22 1 OR MORE NUTRIENTS PRESENT IN NATURAL FOOD.

23 (iii) ARE INTENDED FOR THE MEDICAL AND NUTRITIONAL MANAGEMENT OF
24 PATIENTS WITH LIMITED CAPACITY TO METABOLIZE ORDINARY FOODSTUFFS OR
25 CERTAIN NUTRIENTS CONTAINED IN ORDINARY FOODSTUFFS OR WHO HAVE
26 OTHER SPECIFIC NUTRIENT REQUIREMENTS AS ESTABLISHED BY MEDICAL
27 EVALUATION.

1 (iv) ARE ESSENTIAL TO OPTIMIZE GROWTH, HEALTH, AND METABOLIC
2 HOMEOSTASIS.

3 (C) "TREATMENT" MEANS MEDICAL SERVICES PROVIDED BY LICENSED
4 HEALTH CARE PROFESSIONALS, INCLUDING PHYSICIANS AND DIETITIANS,
5 WITH SPECIFIC TRAINING IN MANAGING PATIENTS DIAGNOSED WITH GENETIC
6 INBORN ERRORS OF METABOLISM.