

SENATE BILL No. 849

October 27, 2005, Introduced by Senators GEORGE, JOHNSON, BIRKHOLZ, TOY, CROPSEY, JELINEK, KUIPERS, McMANUS, HARDIMAN, VAN WOERKOM, GILBERT, BROWN, CASSIS, PATTERSON, SIKKEMA, SANBORN, BISHOP, STAMAS, ALLEN, GOSCHKA, GARCIA and HAMMERSTROM and referred to the Committee on Health Policy.

A bill to amend 1980 PA 350, entitled
"The nonprofit health care corporation reform act,"
(MCL 550.1101 to 550.1704) by adding section 414b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 414B. A HEALTH CARE CORPORATION SHALL OFFER GROUP
2 WELLNESS COVERAGE THAT PROVIDES FOR AN APPROPRIATE REBATE OF
3 PREMIUMS PAID IN THE LAST CALENDAR YEAR FOR THE WELLNESS COVERAGE
4 PLAN IF THE MAJORITY OF THE MEMBERS IN THE WELLNESS COVERAGE PLAN
5 HAVE ENROLLED AND MAINTAINED PARTICIPATION IN ANY HEALTH WELLNESS,
6 MAINTENANCE, OR IMPROVEMENT PROGRAM OFFERED BY THE EMPLOYER. THE
7 EMPLOYER SHALL PROVIDE EVIDENCE OF DEMONSTRATIVE MAINTENANCE OR
8 IMPROVEMENT OF THE MEMBERS' HEALTH STATUS AS DETERMINED BY
9 ASSESSMENTS OF AGREED-UPON HEALTH STATUS INDICATORS BETWEEN THE

1 EMPLOYER AND THE HEALTH CARE CORPORATION. ANY REBATE PROVIDED BY
2 THE HEALTH CARE CORPORATION IS PRESUMED TO BE APPROPRIATE UNLESS
3 CREDIBLE DATA DEMONSTRATE OTHERWISE, BUT SHALL NOT EXCEED 10% OF
4 PAID PREMIUMS.

5 (2) A HEALTH CARE CORPORATION SHALL OFFER NONGROUP WELLNESS
6 COVERAGE THAT PROVIDES FOR AN APPROPRIATE REBATE OF PREMIUMS PAID
7 IN THE LAST CALENDAR YEAR IF THE INDIVIDUAL OR FAMILY IS ENROLLED
8 IN AND MAINTAINS PARTICIPATION IN ANY HEALTH WELLNESS, MAINTENANCE,
9 OR IMPROVEMENT PROGRAM APPROVED BY THE HEALTH CARE CORPORATION. THE
10 MEMBER SHALL PROVIDE EVIDENCE OF DEMONSTRATIVE MAINTENANCE OR
11 IMPROVEMENT OF THE INDIVIDUAL'S OR FAMILY'S HEALTH STATUS AS
12 DETERMINED BY ASSESSMENTS OF AGREED-UPON HEALTH STATUS INDICATORS
13 BETWEEN THE MEMBER AND THE HEALTH CARE CORPORATION. ANY REBATE
14 PROVIDED BY THE HEALTH CARE CORPORATION IS PRESUMED TO BE
15 APPROPRIATE UNLESS CREDIBLE DATA DEMONSTRATE OTHERWISE, BUT SHALL
16 NOT EXCEED 10% OF PAID PREMIUMS.

17 (3) THE PREMIUM REBATE AUTHORIZED BY SUBSECTION (1) SHALL BE
18 PROVIDED EACH YEAR THAT SUBSECTION (1) IS SATISFIED.

19 (4) THE PREMIUM REBATE AUTHORIZED BY SUBSECTION (2) SHALL BE
20 PROVIDED EACH YEAR THAT SUBSECTION (2) IS SATISFIED.

21 Enacting section 1. This amendatory act takes effect January
22 1, 2006.