

SENATE BILL No. 1266

December 6, 2018, Introduced by Senator SHIRKEY and referred to the Committee on Government Operations.

A bill to amend 2018 PA 175, entitled
"Insurance provider assessment act,"
by amending section 13 (MCL 550.1763).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 13. (1) All money received and collected under this act
2 shall be deposited by the department in the insurance provider fund
3 established in this section.

4 (2) The insurance provider fund is created within the state
5 treasury and shall be administered by the department for auditing
6 purposes.

7 (3) The state treasurer may receive money or other assets from
8 any source for deposit into the fund. The state treasurer shall
9 direct the investment of the fund. The state treasurer shall credit
10 to the fund interest and earnings from fund investments.

1 (4) The department shall expend money from the fund, upon
2 appropriation, only for 1 or more of the following purposes:

3 (a) Beginning in the 2018-2019 state fiscal year, the first
4 \$14,000,000.00 to be appropriated for the payment of actuarially
5 sound capitation rates to Medicaid managed care organizations, and
6 each state fiscal year thereafter, the amount necessary to continue
7 to support the payment of actuarially sound capitation rates to
8 Medicaid managed care organizations.

9 (b) For the 2018-2019 state fiscal year, to appropriate an
10 amount not to exceed \$315,000,000.00 to offset the net revenue lost
11 under the health insurance claims assessment act, 2011 PA 142, MCL
12 550.1731 to 550.1741.

13 (c) For the 2019-2020 state fiscal year, to appropriate an
14 amount not to exceed \$240,000,000.00 to offset the net revenue lost
15 under the health insurance claims assessment act, ~~2001~~2011 PA 142,
16 MCL 550.1731 to 550.1741.

17 (d) To pay administrative and compliance costs in accordance
18 with section 15.

19 **(E) FOR THE 2018-2019 STATE FISCAL YEAR AND EACH STATE FISCAL**
20 **YEAR THEREAFTER, TO APPROPRIATE AN AMOUNT NOT TO EXCEED**
21 **\$45,000,000.00 TO THE ENVIRONMENTAL PROTECTION FUND CREATED IN**
22 **SECTION 503A OF THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION**
23 **ACT, 1994 PA 451, MCL 324.503A.**

24 **(F)** ~~(e)~~The balance of the fund remaining after the
25 appropriations described in subdivisions (a), (b), (c), ~~and~~(d),
26 **AND (E)** shall be transferred to a separate restricted account
27 within the insurance provider fund and only used as appropriated by

1 the legislature.

2 (5) Money in the fund at the close of the fiscal year shall
3 remain in the fund and shall not lapse to the general fund.