



HOUSE BILL No. 4320

February 7, 1995, Introduced by Reps. Berman, DeHart, Martinez, LaForge, Hanley, DeMars, Cherry, Gire, Gilmer, Johnson, Gubow, Ciaramitaro, Brater, Scott, Yokich, Parks, Pitoniak, Anthony, Harder, Wetters, Brewer and Baade and referred to the Committee on Insurance.

A bill to amend Act No. 350 of the Public Acts of 1980, entitled as amended "The nonprofit health care corporation reform act," as amended, being sections 550.1101 to 550.1704 of the Michigan Compiled Laws, by adding section 418.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 350 of the Public Acts of 1980, as
2 amended, being sections 550.1101 to 550.1704 of the Michigan
3 Compiled Laws, is amended by adding section 418 to read as
4 follows:

5 SEC. 418. (1) A NONGROUP OR GROUP CERTIFICATE PROVIDING
6 BENEFITS FOR A FAMILY MEMBER OF THE SUBSCRIBER SHALL, AS TO THAT
7 FAMILY MEMBER'S BENEFITS, ALSO PROVIDE THAT THE BENEFITS
8 APPLICABLE FOR CHILDREN SHALL BE PAYABLE WITH RESPECT TO A NEWLY
9 BORN CHILD OF THE SUBSCRIBER FROM THE MOMENT OF BIRTH. THE

1 BENEFITS FOR NEWLY BORN CHILDREN SHALL CONSIST OF BENEFITS FOR
2 INJURY OR SICKNESS INCLUDING THE NECESSARY CARE AND TREATMENT OF
3 MEDICALLY DIAGNOSED CONGENITAL DEFECTS AND BIRTH ABNORMALITIES.
4 THE CERTIFICATE MAY REQUIRE THAT NOTIFICATION OF BIRTH OF A NEWLY
5 BORN CHILD AND PAYMENT OF THE REQUIRED PREMIUM SHALL BE FURNISHED
6 TO THE HEALTH CARE CORPORATION WITHIN 31 DAYS AFTER THE DATE OF
7 BIRTH IN ORDER TO HAVE THE BENEFITS CONTINUE BEYOND THE 31-DAY
8 PERIOD.

9 (2) BY JULY 1, 1995, A HEALTH CARE CORPORATION THAT PROVIDES
10 OR OFFERS TO PROVIDE BENEFITS FOR A FAMILY MEMBER OF THE SUB-
11 SCRIBER IN A NONGROUP OR GROUP CERTIFICATE SHALL PROVIDE BENEFITS
12 IN THAT CERTIFICATE UPON THE SUBSCRIBER'S ELECTION AS FOLLOWS:

13 (A) FOR THE SUBSCRIBER'S ADOPTED CHILDREN BEGINNING FROM THE
14 DATE OF PLACEMENT FOR THE PURPOSE OF ADOPTION AND CONTINUING
15 UNTIL THE CERTIFICATE IS CANCELED OR DISCONTINUED, DEPENDENT BEN-
16 EFITS END UNDER THE TERMS OF THE CERTIFICATE, OR THE PLACEMENT IS
17 DISRUPTED PRIOR TO LEGAL ADOPTION AND THE CHILD IS REMOVED FROM
18 PLACEMENT.

19 (B) FOR THE SUBSCRIBER'S ADOPTED CHILDREN BEGINNING FROM THE
20 DATE OF ADOPTION AND CONTINUING UNTIL THE CERTIFICATE IS CANCELED
21 OR DISCONTINUED OR DEPENDENT BENEFITS END UNDER THE TERMS OF THE
22 CERTIFICATE.

23 (3) BENEFITS UNDER SUBSECTION (2) FOR THE ADOPTED CHILD OR
24 THE CHILD WHO IS PLACED TO BE ADOPTED SHALL BE THE SAME AS IF THE
25 CHILD WAS A NEWLY BORN BIOLOGICAL CHILD OF THE SUBSCRIBER.

26 (4) AS USED IN THIS SECTION, "ADOPTED CHILD", "ADOPTED
27 CHILDREN", AND "CHILD WHO IS PLACED TO BE ADOPTED" MEAN

1 RESPECTIVELY AN INDIVIDUAL WHO IS ADOPTED OR PLACED TO BE ADOPTED
2 AND WHO IS LESS THAN 18 YEARS OF AGE.