

HOUSE BILL No. 6336

September 18, 2002, Introduced by Rep. Hummel and referred to the Committee on Insurance and Financial Services.

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

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 3406R. (1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW,
2 A HEALTH MAINTENANCE ORGANIZATION AND A HEALTH INSURER MAY REFUSE
3 TO OFFER OR PROVIDE A HEALTH CARE BENEFIT THAT VIOLATES ITS CON-
4 SCIENCE ON AN ETHICAL, MORAL, OR RELIGIOUS GROUND.

5 (2) A HEALTH MAINTENANCE ORGANIZATION AND A HEALTH INSURER
6 SHALL NOT REFUSE TO OFFER OR PROVIDE A HEALTH CARE BENEFIT UNDER
7 SUBSECTION (1) IF THE BENEFIT IS SPECIFICALLY COVERED UNDER THE
8 CONTRACT, POLICY, OR CERTIFICATE.

9 (3) A HEALTH MAINTENANCE ORGANIZATION AND A HEALTH INSURER'S
10 REFUSAL TO OFFER OR PROVIDE A HEALTH CARE BENEFIT UNDER

1 SUBSECTION (1) SHALL NOT BE A BASIS FOR 1 OR MORE OF THE
2 FOLLOWING:

3 (A) CIVIL, CRIMINAL, OR ADMINISTRATIVE LIABILITY.

4 (B) ELIGIBILITY DISCRIMINATION AGAINST THE HEALTH MAINTENANCE ORGANIZATION OR HEALTH INSURER IN PROVIDING A CONTRACT,
5 POLICY, OR CERTIFICATE WHERE OFFERING OR PROVIDING THE HEALTH
6 CARE BENEFIT IS NOT EXPRESSLY REQUIRED AS A CONDITION OF
7 ELIGIBILITY.
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