SUBSTITUTE FOR HOUSE BILL NO. 5408

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 401k.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 SEC. 401K. (1) A GROUP OR NONGROUP HEALTH CARE CORPORATION
- 2 CERTIFICATE SHALL NOT REQUIRE FACE-TO-FACE CONTACT BETWEEN A HEALTH
- 3 CARE PROFESSIONAL AND A PATIENT FOR SERVICES APPROPRIATELY PROVIDED
- 4 THROUGH TELEMEDICINE, AS DETERMINED BY THE HEALTH CARE CORPORATION.
- 5 TELEMEDICINE SERVICES SHALL BE PROVIDED BY A HEALTH CARE
- 6 PROFESSIONAL WHO IS LICENSED, REGISTERED, OR OTHERWISE AUTHORIZED
- 7 TO ENGAGE IN HIS OR HER HEALTH CARE PROFESSION IN THE STATE WHERE
- 8 THE PATIENT IS LOCATED. TELEMEDICINE SERVICES ARE SUBJECT TO ALL
- 9 TERMS AND CONDITIONS OF THE CERTIFICATE AGREED UPON BETWEEN THE
- 10 CERTIFICATE HOLDER AND THE HEALTH CARE CORPORATION, INCLUDING, BUT
- 11 NOT LIMITED TO, REQUIRED COPAYMENTS, COINSURANCES, DEDUCTIBLES, AND

- 1 APPROVED AMOUNTS.
- 2 (2) AS USED IN THIS SECTION, "TELEMEDICINE" MEANS THE USE OF
- AN ELECTRONIC MEDIA TO LINK PATIENTS WITH HEALTH CARE PROFESSIONALS 3
- IN DIFFERENT LOCATIONS. TO BE CONSIDERED TELEMEDICINE UNDER THIS
- SECTION, THE HEALTH CARE PROFESSIONAL MUST BE ABLE TO EXAMINE THE 5
- PATIENT VIA A REAL-TIME, INTERACTIVE AUDIO OR VIDEO, OR BOTH,
- TELECOMMUNICATIONS SYSTEM AND THE PATIENT MUST BE ABLE TO INTERACT 7
- WITH THE OFF-SITE HEALTH CARE PROFESSIONAL AT THE TIME THE SERVICES 8
- 9 ARE PROVIDED.
- 10 (3) THIS SECTION APPLIES TO A CERTIFICATE ISSUED OR RENEWED ON
- 11 OR AFTER JANUARY 1, 2013.