



HOUSE BILL No. 4575

March 14, 1995, Introduced by Reps. Saunders, Jamian, Anthony, Kilpatrick, Stallworth, DeMars, Wallace, Dobronski, Parks, Tesanovich, Hood, Murphy, LaForge, Scott, Vaughn, Gagliardi and Galloway 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 sections 401e, 401f, and 401g.

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 sections 401e, 401f, and 401g
4 to read as follows:

5 SEC. 401E. NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT,
6 A HEALTH CARE CORPORATION SHALL NOT REFUSE PARTICIPATION OR PAY-
7 MENT TO A LICENSED PHYSICAL THERAPIST SOLELY BECAUSE THE PHYSICAL
8 THERAPIST IS NOT AFFILIATED WITH ANOTHER HEALTH CARE PROVIDER AND
9 AS LONG AS THE SERVICES PERFORMED ARE FOR HEALTH CARE BENEFITS

1 THAT HAVE RECEIVED, IF REQUIRED, APPROPRIATE PRIOR APPROVAL OR
2 PRIOR AUTHORIZATION AND HAVE BEEN PERFORMED BY THE PHYSICAL THER-
3 APIST ACTING WITHIN THE SCOPE OF HIS OR HER LICENSURE AND PURSU-
4 ANT TO A PRESCRIPTION THAT HAS BEEN ISSUED BY A LICENSED PHYSI-
5 CIAN OR DENTIST.

6 SEC. 401F. A HEALTH CARE CORPORATION SHALL NOT REFUSE PAR-
7 TICIPATION STATUS TO OR REFUSE TO REIMBURSE ANY GROUP OF LICENSED
8 PHYSICAL THERAPISTS IF THAT REFUSAL RESULTS IN A RESTRAINT OF
9 TRADE IN THE HEALTH CARE MARKET.

10 SEC. 401G. A HEALTH CARE CORPORATION SHALL NOT ENTER INTO
11 AGREEMENTS WITH HEALTH CARE PROVIDERS, EMPLOYERS, EMPLOYER
12 GROUPS, INSURERS OR OTHER HEALTH CARE COVERAGE PROVIDERS, OR ANY
13 OTHER ENTITY IF THE AGREEMENT RESULTS IN MARKET STEERING,
14 RESTRAINT OF TRADE IN THE HEALTH CARE MARKET, INCREASING COSTS OF
15 SPECIFIC HEALTH CARE SERVICES, OR SHIFTING HEALTH CARE COSTS TO
16 GOVERNMENT PROGRAMS.