

HOUSE BILL No. 4246

February 9, 2005, Introduced by Rep. Hummel and referred to the Committee on Insurance.

A bill to amend 1980 PA 350, entitled
"The nonprofit health care corporation reform act,"
(MCL 550.1101 to 550.1704) by adding section 402d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 402D. (1) A HEALTH CARE CORPORATION GROUP OR NONGROUP
2 CERTIFICATE SHALL NOT PROVIDE COVERAGE FOR ELECTIVE ABORTIONS
3 EXCEPT BY AN OPTIONAL RIDER FOR WHICH AN ADDITIONAL PREMIUM HAS
4 BEEN PAID BY THE PURCHASER.

5 (2) THIS SECTION APPLIES TO CERTIFICATES ISSUED OR RENEWED IN
6 THIS STATE ON OR AFTER JANUARY 1, 2006.

7 (3) AS USED IN THIS SECTION:

8 (A) "ELECTIVE ABORTION" MEANS THE INTENTIONAL USE OF AN
9 INSTRUMENT, DRUG, OR OTHER SUBSTANCE OR DEVICE TO TERMINATE A

1 WOMAN'S PREGNANCY FOR A PURPOSE OTHER THAN TO INCREASE THE
2 PROBABILITY OF A LIVE BIRTH, TO PRESERVE THE LIFE OR HEALTH OF THE
3 CHILD AFTER LIVE BIRTH, OR TO REMOVE A DEAD FETUS. ELECTIVE
4 ABORTION DOES NOT INCLUDE EITHER OF THE FOLLOWING:

5 (i) THE PRESCRIPTION OF OR USE OF A DRUG OR DEVICE INTENDED AS
6 A CONTRACEPTIVE.

7 (ii) THE INTENTIONAL USE OF AN INSTRUMENT, DRUG, OR OTHER
8 SUBSTANCE OR DEVICE BY A PHYSICIAN TO TERMINATE A WOMAN'S PREGNANCY
9 IF THE WOMAN'S PHYSICAL CONDITION, IN THE PHYSICIAN'S REASONABLE
10 MEDICAL JUDGMENT, NECESSITATES THE TERMINATION OF THE WOMAN'S
11 PREGNANCY TO AVERT HER DEATH.

12 (B) "PHYSICIAN" MEANS AN INDIVIDUAL LICENSED TO ENGAGE IN THE
13 PRACTICE OF MEDICINE OR THE PRACTICE OF OSTEOPATHIC MEDICINE AND
14 SURGERY UNDER ARTICLE 15 OF THE PUBLIC HEALTH CODE, 1978 PA 368,
15 MCL 333.16101 TO 333.18838.