

**HEALTH INSURANCE CLAIMS ASSESSMENT ACT (EXCERPT)**  
**Act 142 of 2011**

\*\*\*\*\* 550.1733a THIS SECTION IS REPEALED BY ACT 173 OF 2018 EFFECTIVE: See MCL 550.1731a  
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**550.1733a Carrier required to file rates; methodology.**

Sec. 3a. (1) A carrier that is required to file rates or file for approval rates with the commissioner is not required to file rates in order to collect the assessment levied under this act from an individual or group. The collected amount shall not be considered an element or factor of a rate.

(2) A carrier or third party administrator shall develop and implement a methodology by which it will collect the assessment levied under this act from an individual, employer, or group health plan, subject to all of the following:

(a) Any methodology shall be applied uniformly within a line of business.

(b) Except as provided in subdivision (d), health status or claims experience of an individual or group shall not be an element or factor of any methodology to collect the assessment from that individual or group.

(c) The amount collected from individuals and groups with insured coverage shall be determined as a percentage of premium.

(d) The amount collected from groups with uninsured or self-funded coverage shall be determined as a percentage of actual paid claims.

(e) The amount collected shall reflect only the assessment levied under this act, and shall not include any additional amounts such as related administrative expenses.

(f) A carrier shall notify the commissioner of the methodology used for the collection of the assessment levied under this act.

**History:** 2011, Act 142, Imd. Eff. Sept. 20, 2011.

**Compiler's note:** Enacting section 2 of Act 142 of 2011 provides:

"Enacting section 2. This act is repealed effective January 1, 2014."

Enacting section 2 of Act 58 of 2013 provides:

"Enacting section 2. This act is repealed effective January 1, 2018."

Enacting section 1 of Act 50 of 2016 provides:

"Enacting section 1. Enacting section 2 of 2011 PA 142, as amended by 2013 PA 58, is repealed."