

ELDER LAW & DISABILITY RIGHTS SECTION
Respectfully submits the following position on:

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SB 1293 & SB 1294

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The Elder Law & Disability Rights Section is not the State Bar of Michigan itself, but rather a Section which members of the State Bar choose voluntarily to join, based on common professional interest.

The position expressed is that of the Elder Law & Disability Rights Section only and is not the position of the State Bar of Michigan.

To date, the State Bar does not have a position on this matter.

The total membership of the Elder Law & Disability Rights Section is 1,739.

The position was adopted after an electronic discussion and vote. The number of members in the decision-making body is 18. The number who voted in favor to this position was 15. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:

Elder Law & Disability Rights Section

Contact person:

Brad Vauter

Email:

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Bill Number:

[SB 1293](#) (Hune) Insurance; health; regulations applicable to nonprofit mutual disability insurer; revise to accommodate merger with nonprofit health care corporation. Amends secs. 2213b, 3705, 3712, 5008, 5104, 5209, 5800 & 5824 of [1956 PA 218](#) (MCL [500.2213b](#) et seq.) & adds secs. 5801 & 5805.

[SB 1294](#) (Hune) Insurance; health care corporations; merger of corporation with a nonprofit mutual disability insurer; allow, and provide procedures. Amends secs. 218 & 401e of [1980 PA 350](#) (MCL [550.1218](#) & [550.1401e](#)) & adds secs. 220, 401l, 401m & 620.

Date position was adopted:

October 26, 2012

Process used to take the ideological position:

Position adopted after an electronic discussion and vote

Number of members in the decision-making body:

18

Number who voted in favor and opposed to the position:

13 Voted for position

0 Voted against position

0 Abstained from vote

5 Did not vote

Position:

Oppose in current form; support of affordable Medigap plans, including legacy and subsidized plans, must be incorporated before reformation or conversion takes place

Explanation of the position, including any recommended amendments:

Medigap policies are crucial to many seniors and disabled individuals--they supplement the coverage afforded via Medicare...without community ratings, preservation of legacy plans, open enrollments, subsidies for low income and/or high risk individuals we stand to lose a valuable public trust, and we well may drive up the state's Medicaid usage, needlessly.

The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report.

<http://legislature.mi.gov/doc.aspx?2012-SB-1293>

<http://legislature.mi.gov/doc.aspx?2012-SB-1294>