

INSURANCE CODE REPEALERS

House Bills 5311 and 5312
Sponsor: Rep. Alan Sanborn

House Bill 5321
Sponsor: Rep. Andrew Raczowski

**Committee: Insurance and Financial
Services**

Complete to 10-28-01

A SUMMARY OF HOUSE BILLS 5311, 5312 AND 5321 AS INTRODUCED 10-23-01

House Bills 5311 and 5312 would repeal sections of the Insurance Code pertaining to municipal liability claims arising in the state or a professional liability claim against certain licensed health care providers and also to data related to such claims required to be submitted to the Office of Financial and Insurance Services (OFIS). House Bill 5321 would delete a provision in the Public Health Code that references these sections. Specifically, the bills would do the following:

House Bill 5311 would repeal Sections 2477b, 2477c, and 2477d of the Insurance Code (MCL 500.2477b, 500.2477c, and 500.2477d). Sections 2477b and 2477c pertain to data that are required to be submitted to the commissioner of the OFIS by a person (other than an insurer) who pays or who has assumed liability to pay a municipal liability claim arising from a malpractice claim (or by an attorney who represents a plaintiff or defendant in regard to a municipal liability claim or a medical malpractice claim) against a licensed physician, dentist, podiatrist, optometrist, or chiropractor. Section 2477d requires the commissioner to publish a report every two years that describes the condition of the medical malpractice insurance market in the state, includes information regarding specific claims experiences filed under Sections 2477 to 2477c, and makes recommendations concerning the state medical malpractice insurance market.

House Bill 5312 would repeal Sections 2477 and 2477a of the Insurance Code (MCL 500.2477 and 500.2477a). These sections require insurers who provide medical malpractice insurance to licensed physicians, dentists, podiatrists, optometrists, or chiropractors or who provide municipal liability insurance to submit specific data to the commissioner of the OFIS.

House Bill 5321 would amend the Public Health Code (333.5321) to delete a reference to the above sections of the Insurance Code from a provision that allows the Department of Consumer and Industry Services or a disciplinary subcommittee to request information gathered under these sections.

Analyst: S. Stutzky

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