



THE SENATE

INSURANCE COMMITTEE

SENATOR JOE HUNE CHAIRMAN

MEMBERS:

SEN. JAMES MARLEAU, VICE CHAIRMAN
SEN. JACK BRANDENBURG
SEN. GOEFF HANSEN
SEN. DAVE ROBERTSON
SEN. VIRGIL SMITH, MINORITY VICE CHAIR
SEN. STEVE BIEDA

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Senate Committee on Insurance Minutes

A meeting of the Senate Insurance Committee was held on Tuesday, May 22, 2012, at 2:32 p.m. in the Boji Tower Hearing Room.

Attendance was recorded as follows:

Present: Senator(s) Hune (C), Marleau, Brandenburg, Hansen, Robertson, Smith and Bieda.

Absent: NONE

A quorum was established.

Senator Hune announced the order of business:

Vote on:

SB 859 Sen. Hildenbrand Insurance; other; sale of portable electronics insurance; regulate as limited lines insurance, and provide for licensing of producers.

Testimony Only:

SB 1115	Sen. Kahn	Torts; medical malpractice; procedures for entry of damage awards; modify and clarify.
SB 1116	Sen. Meekhof	Torts; medical malpractice; physician judgment rule; enact.
SB 1117	Sen. Moolenaar	Torts; medical malpractice; persons to whom medical malpractice provisions of the revised judicature act apply; include nonlicensed health care providers.
SB 1118	Sen. Hune	Torts; medical malpractice; statute of limitations; revise period of limitations for survival actions and disallow prejudgment interest on attorney fees and costs.

Senator Hune entertained a motion to adopt the minutes from the May 1, 2012 meeting. Senator Smith so moved. Without objection the minutes were adopted.

Chairman Hune invited Senator Kahn and Stephen McDaniel from Asurian to give an overview of SB 859.

At 2:35 p.m. Senator Hansen entered the meeting.

Chairman Hune invited Jenita Moore from the Office of Insurance and Regulatory Affairs to testify in opposition, as drafted, to SB 859.

At 2:38 p.m. Senator Bieda entered the meeting.

Chairman Hune invited Jim Kirsch from AT&T to testify in support of SB 859.

Senator Hune called for a motion to adopt the S-1 substitute to SB 859. Senator Smith so moved.

Yeas: Senator(s) Hune, Brandenburg, Hansen, Robertson, Smith and Bieda.

Nays: NONE

The substitute was adopted.

Senator Hune called for a motion to report SB 859 with recommendation. Senator Brandenburg so moved.

Yeas: Senator(s) Hune, Brandenburg, Hansen, Robertson, Smith and Bieda.

Nays: NONE

The bill was reported.

Next, the chairman entertained a motion to give SB 859 immediate effect. Senator Bieda so moved. Without objection the bill was given immediate effect.

Chairman Hune invited Dan Schulte from the Michigan State Medical Society, Rob Kamenec from Plunkett Cooney, and Mike Reynolds from Pro Assurance Insurance to testify in support of SB 1115-1118.

Chairman Hune invited Norman D. Tucker from the Michigan Association for Justice and Katie (Dama) Jaskolski to testify in opposition to SB 1115-1118.

Chairman Hune invited Dr. Ken Elmassian and Dr. Michael Chafty from the Michigan State Medical Society to testify in support of SB 1115-1118.

At 3:28 p.m. Senator Marleau entered the meeting.

Chairman Hune invited Donna Mackenzie from the Michigan Association for Justice to testify in opposition to SB 1115-1118.

Chairman Hune invited Deborah Oliver representing herself and Euel W. Kinsey testify in opposition to SB 1115-1118.

Chairman Hune invited Cami M. McEvans representing herself testify in opposition to SB 1115-1118.

Chairman Hune read in the testimony cards for those in opposition to SB 1115-1118 but not wishing to speak.

-Phillip B. Toutant (self)

-John LaPaul Jr. (self)

-Barry P. Wacom (Patient advocate)

-Judith A. Onusko (self)

-Jesse Reiter (self)

-Erin Andrews (self)

-Genevieve Kotusek (self)

-Greg Bereznoff representing Marvin Powell

-Michelle Lefke (self)

-Susan Smith (self)

-Michelle Kreger (self)

-Rod Evans representing Awaad patient

-Annita Mannino (self)

-Andrea Mannino (self)

-Cary Makrouer (self)

-Ashleigh N. Marino (self)

-Tamara Jovanovic (self)

- Sarah Gorski (self)
- Ardiana Culoy (self)
- Sarah Thurswell (self)
- Anne Schoepfle from the Victims of Medical Malpractice
- Erik Proulx (self)
- Sonya Kasper (self)
- Erin Bilitzke (self)
- JoAnn Recchia (self)
- Kate Hinote (self)
- Teresa Corev (self)
- Milt Greenman representing B. Davis
- Ron Bowling (self)
- Lori Shemka (self)

Chairman Hune read in the testimony cards for those in support of SB 1115-1118 but not wishing to speak.

- Brad Comment from the Michigan Podiatric Medical Association
- Wendy Block from the Michigan Chamber of Commerce
- Lynn Weimeister from the Beaumont Health System
- Laura Kline from the Doctors Company
- Kevin McKinney form the Michigan Osteopathic Association
- Jeff McAlvey from the Michigan Insurance Coalition
- Cia Segerlind from the Michigan Society for Eye Physicians and Surgeons
- Bill Sullivan from the Michigan Dental Association

Being no further business before the Committee, Senator Hune adjourned the meeting without objection at 4:30 p.m.

Date approved by the Committee: 5/29/12

(An audio recording of this committee meeting is available upon request for a minimal fee.)