



# CASS COUNTY BOARD OF COMMISSIONERS

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**TO: Board of Commissioners**

**FROM: Matthew Newton, County Administrator**

**DATE: October 6, 2022**

**RE: Resolution in Support of Amending Michigan No-Fault Insurance Reform Act**

**REQUEST:**

Adopt Resolution in Support of Amending Michigan No-Fault Insurance Reform Act.

**BACKGROUND:**

Families across Cass County and the State of Michigan, as a whole, have lost access to promised home health care services resulting in families becoming victims again through the unintended consequences of the recent no-fault reform legislation. This loss of services puts additional pressure on other health care service systems to increasingly fill the void created by this loss of service and adds burdens to the taxpayers of both Cass County and those across the entire State.

As part of the reform legislation adopted in 2019, home health care agencies have been forced to accept a 45% reduction in reimbursement rates for services. This reduction is forcing important agencies to close and pushing many direct health care workers out of the profession. Consequently, the entire community suffers.

R-192-22 urges State legislators to act to assure families have access to the quality care promised to them at the time they entered the automobile no-fault system of Michigan and stabilize the home health care system in our County and across the State. The crisis can be resolved by integrating language from the Michigan Workers Disability Agency Statute providing immediate access to the care residents have lost.

**REVIEWS:**

Prior to submitting this request, this agenda item was reviewed by all impacted departments noted below: (Ex: Administration, Maintenance, HR, and IT)

**Administration**

**FINANCIAL ANALYSIS:**

N/A

**RECOMMENDATION:**

Approve R-192-22 as presented.

# CASS COUNTY BOARD OF COMMISSIONERS

R-192-22

## A RESOLUTION IN SUPPORT OF AMENDING THE MICHIGAN NO-FAULT AUTO INSURANCE REFORM ACT

**WHEREAS**, the Michigan No-Fault Auto Insurance Reform Act of 2019 introduced a fee cap, which took final effect on July 1, 2021; this cap set percentage limits on how much residential care facilities, home health care providers, and other persons can be reimbursed for providing treatment/care to auto accident victims; and

**WHEREAS**, these reimbursement caps are 55% of the reimbursement rates that Home Care Providers were collecting in 2019;

**WHEREAS**, 55% of a Home Health Care provider's 2019 collections, is an unsustainable reimbursement cap to continue caring for catastrophically injured individuals following an auto accident.

**NOW THEREFORE BE IT RESOLVED** that the Cass County Board of Commissioners hereby urges the Michigan Legislature to amend the Michigan No-Fault Auto Insurance Reform Act to address a sustainable fee cap (i.e. Michigan's Workman's Compensation Fee Cap for Ancillary Services) for Home Health Care providers, to uphold these benefits that have been paid for by the survivors who are currently receiving and who will receive in-home, long-term care, when purchasing an Unlimited PIP Auto Insurance policy, paid by the Michigan Catastrophic Claims Association.

**BE IT FURTHER RESOLVED** that the Cass County Clerk/Register of Deeds is requested to forward copies of the adopted resolution to the Governor of the State of Michigan, the State Senate Majority and Minority leaders, the State House Speaker and Minority Leader, the members of the Cass County delegation to the Michigan Legislature, and the other 82 counties of Michigan as Commissioner Correspondence.

**ADOPTED THIS 6<sup>th</sup> DAY OF OCTOBER 2022**

**ATTEST:**

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Monica McMichael, Clerk/Register  
COUNTY OF CASS

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Dwight Dyes, Chair  
CASS COUNTY BOARD OF COMMISSIONERS