

THE ANN ARBOR COMMISSION ON DISABILITY ISSUES  
RESOLUTION No. ??

By Commissioner Damon and Co-sponsored by Commissioners Nelson, Keeler, Poster, Mozak-Bets, Soloman, Hull, Allen-Pipkin, and Button

WHEREAS, the Michigan No-Fault Auto Insurance Reform Act of 2019 enacted medical fee schedule changes effective July 1, 2021 that imposed severe restrictions on reimbursement rates for providers of crucial medical care for motor vehicle crash victims; and  
WHEREAS, reimbursement for post-acute rehabilitation care, in-home health care, transportation and other crucial services that do not have Medicare billing codes were capped at 55% of what providers were charging for those services on January 1, 2019; and  
WHEREAS, as a result, more than 18,000 Michigan residents with severe brain, spinal cord and other catastrophic injuries, including many thousands in Washtenaw County, have found it impossible to obtain all necessary care that they need for basic survival; and  
WHEREAS, dozens of health care and rehabilitation providers have gone out of business, leaving thousands of skilled health care workers unemployed; and  
WHEREAS, in many cases, there has been nowhere else for desperate injured survivors to go but to hospitals, which are already severely strained attempting to cope with record numbers of COVID-19 patients; and  
WHEREAS, during the current legislative session, several House and Senate bills have been introduced that offer long-term, budget-neutral solutions enabling the continued care of auto crash survivors without changing other aspects of the insurance law, including consumer cost protections; and  
WHEREAS, despite assurances when the 2019 Act was passed that the law would be fixed later, if necessary, none of those introduced bills have even received a hearing; and  
WHEREAS, protection for the catastrophically injured has been eroded further by the recent announcement that the Michigan Catastrophic Claims Association (MCCA), established by law to provide reimbursement to no-fault insurance companies for medical claims paid in excess of coverage, will be refunding \$3 billion from current surpluses being held in the MCCA Trust Fund to policyholders. Now Therefore be it  
RESOLVED, on this day of February, 2022 that the City of Ann Arbor strongly urges the Michigan Legislature to amend the Michigan No-Fault Auto Insurance Reform Act of 2019 to correct identified deficiencies in the reimbursement cap for services rendered to motor vehicle crash survivors and the Michigan Catastrophic Claims Association to preserve adequate surpluses in the MCCA Trust Fund for the protection of catastrophically injured victims; and be it further  
RESOLVED, that copies of this Resolution be forwarded to the Governor, State Senate Majority and Minority Leaders, State House Speaker and Minority Leader, members of the Washtenaw County Legislative delegation and the Michigan Catastrophic Claims Association.