

MAINE STATE LEGISLATURE

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2/11/19
ROFS

Date: 5/6/19

Majority

(Filing No. H-210)

HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 594, L.D. 820, Bill, "An Act To Prevent Discrimination in Public and Private Insurance Coverage for Pregnant Women in Maine"

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 22 MRSA §3196 is enacted to read:

§3196. Coverage for non-Medicaid services to MaineCare members

1. Coverage. The department shall provide coverage for abortion services to a MaineCare member.

2. Funding. Abortion services that are not federally approved Medicaid services must be funded by state funds within existing resources.

3. Rulemaking. The department shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.'

Amend the bill by inserting after section 5 the following:

'Sec. 6. Rules. The Department of Health and Human Services shall adopt the rules required by the Maine Revised Statutes, Title 22, section 3196 by March 1, 2020.

Sec. 7. Emergency rules. The Department of Health and Human Services may adopt emergency rules under the Maine Revised Statutes, Title 5, section 8054 as necessary to implement Title 22, section 3196 without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or general welfare.

Sec. 8. Exemption from review. Notwithstanding the Maine Revised Statutes, Title 24-A, section 2752, that section of this Act that enacts Title 24-A, section 4320-L is enacted without review and evaluation by the Department of Professional and Financial Regulation, Bureau of Insurance.'

COMMITTEE AMENDMENT

ROFS

COMMITTEE AMENDMENT "A" to H.P. 594, L.D. 820

1 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
2 section number to read consecutively.

3 **SUMMARY**

4 This amendment is the majority report of the committee. The amendment adds
5 language exempting the provisions of the bill from the provisions of the Maine Revised
6 Statutes, Title 24-A, section 2752. The amendment reallocates the section of the bill
7 requiring the Department of Health and Human Services to pay for abortion services for
8 MaineCare members and adds language to authorize the department to adopt rules using
9 the emergency rule-making provisions of the Maine Administrative Procedure Act.

10 **FISCAL NOTE REQUIRED**

11 **(See attached)**



129th MAINE LEGISLATURE

LD 820

LR 824(02)

An Act To Prevent Discrimination in Public and Private Insurance Coverage for Pregnant Women in Maine

Fiscal Note for Bill as Amended by Committee Amendment *A(H-210)*
Committee: Health Coverage, Insurance and Financial Services

Fiscal Note Required: Yes

Fiscal Note

Current biennium cost increase - General Fund

Fiscal Detail and Notes

The bill provides coverage to MaineCare members for legal abortion services. It is estimated that the annual costs to the Department of Health and Human Services of covering abortions in MaineCare would be \$375,000 of General Fund dollars with no Federal Expenditures Fund allocations, as these services are not eligible for federal match. This bill provides no new funding. The impact of these new unfunded costs on other programs in the DHHS cannot be determined at this time.

The state employee health plan and the Department of Professional and Financial Regulation do not anticipate any additional costs as a result of this bill.