

# MAINE STATE LEGISLATURE

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# 132nd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2025

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Legislative Document

No. 645

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H.P. 413

House of Representatives, February 25, 2025

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### **An Act to Change the Size and Composition of the Board of Directors of the Maine Health Data Organization**

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Submitted by the Maine Health Data Organization pursuant to Joint Rule 204.

Received by the Clerk of the House on February 20, 2025. Referred to the Committee on Health Coverage, Insurance and Financial Services pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative MATHIESON of Kittery.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §8703, sub-§2**, as amended by PL 2009, c. 71, §6, is further  
3 amended to read:

4 **2. Board of directors.** The organization operates under the supervision of a board of  
5 directors, which consists of ~~20~~ 12 voting members and one nonvoting member.

6 A. The Governor shall appoint ~~18~~ 11 board members in accordance with the following  
7 requirements. Appointments by the Governor are not subject to review or  
8 confirmation.

9 (1) ~~Four~~ Two members must represent consumers chosen from a list provided by  
10 a statewide organization representing consumers. For the purposes of this section,  
11 "consumer" means a person who is not affiliated with or employed by a 3rd-party  
12 payor, a provider or an association representing those providers or those 3rd-party  
13 payors.

14 (2) ~~Three~~ Two members must represent employers. One member must be chosen  
15 from a list provided by a ~~health management~~ statewide purchasing coalition ~~in this~~  
16 ~~State~~. One member must be chosen from a list provided by a statewide chamber  
17 of commerce.

18 (3) Two members must represent 3rd-party payors chosen from a list provided by  
19 a statewide organization representing 3rd-party payors.

20 (4) ~~Nine~~ Four members must represent health care providers. ~~Two~~ One health  
21 care provider member must represent hospitals and health systems that  
22 include hospitals chosen from a list provided by the ~~Maine Hospital Association~~ a  
23 statewide association representing hospitals and health systems that include  
24 hospitals. ~~Two~~ health care provider members ~~must be physicians or~~  
25 ~~representatives of physicians, one~~ may not be affiliated with a hospital or a health  
26 system that includes a hospital and must be chosen from a list provided by the  
27 ~~Maine Medical Association~~ and one chosen from a list provided by the ~~Maine~~  
28 ~~Osteopathic Association~~ a statewide association that represents health care  
29 providers. One health care provider member must be a pharmacist chosen from a  
30 list provided by a statewide association of pharmacists. ~~One provider member~~  
31 ~~must be a doctor of chiropractic chosen from a list provided by a statewide~~  
32 ~~chiropractic association. One provider member must be a representative, chosen~~  
33 ~~from a list provided by the Maine Primary Care Association, of a federally~~  
34 ~~qualified health center. One provider member must be a pharmacist chosen from~~  
35 ~~a list provided by the Maine Pharmacy Association. One provider member must~~  
36 ~~be a mental health provider chosen from a list provided by the Maine Association~~  
37 ~~of Mental Health Services. One provider member must represent a home health~~  
38 ~~care company.~~

39 (5) One member must represent the pharmaceutical industry, including  
40 pharmaceutical manufacturers, wholesale distributors and pharmacy benefits  
41 managers, chosen from a list provided by a statewide association representing life  
42 sciences companies.

43 B. The commissioner shall appoint one member who is an employee of the department  
44 to represent the State's interest in maintaining health data and to ensure that information

1 collected is available for determining public health policy Director of the Office of  
2 MaineCare Services or the director's designee shall serve as a member of the board.

3 ~~D. The Executive Director of Dirigo Health, or a designee of the executive director~~  
4 ~~who is an employee of Dirigo Health, shall serve as a voting member.~~

5 ~~E. The Commissioner of Professional and Financial Regulation, or the commissioner's~~  
6 ~~designee who is an employee of the Department of Professional and Financial~~  
7 ~~Regulation, shall serve in a nonvoting, consultative capacity.~~

8 F. The executive director of the organization shall serve as a nonvoting member of the  
9 board.

10 **Sec. 2. 22 MRSA §8703, sub-§3, ¶A**, as amended by PL 2005, c. 253, §4, is further  
11 amended to read:

12 A. The terms of board members appointed by the Governor are determined as follows.

13 ~~(1) Initial terms are staggered. One consumer, one employer, one 3rd party payor~~  
14 ~~and 3 providers shall serve one year terms. Two consumers, one employer, one~~  
15 ~~3rd party payor and 3 providers shall serve 2 year terms.~~

16 (2) ~~After the initial terms, members~~ Members appointed by the Governor shall  
17 serve ~~full~~ 3-year terms and shall continue to serve until their successors have been  
18 appointed.

19 (3) Board members may serve 3 ~~full~~ terms consecutively.

## 20 SUMMARY

21 This bill changes the size of the Maine Health Data Organization board of directors  
22 from a board with 20 voting members and one nonvoting member to a board with 12 voting  
23 members and one nonvoting member. It changes the composition of the board by adding  
24 as a voting member a representative from the pharmaceutical industry and adding as the  
25 nonvoting member the executive director of the Maine Health Data Organization. It  
26 removes the provision regarding staggering of initial terms.