

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-SECOND LEGISLATURE

FIRST REGULAR SESSION
December 4, 2024 to March 21, 2025

FIRST SPECIAL SESSION
March 25, 2025 to June 25, 2025

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NONEMERGENCY LAWS IS
JUNE 20, 2025

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NONEMERGENCY LAWS IS
SEPTEMBER 24, 2025

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2025

**CHAPTER 31
H.P. 173 - L.D. 270**

Resolve, Regarding Legislative Review of Portions of Chapter 850: Health Plan Accountability, a Major Substantive Rule of the Department of Professional and Financial Regulation, Bureau of Insurance

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 850: Health Plan Accountability, a provisionally adopted major substantive rule of the Department of Professional and Financial Regulation, Bureau of Insurance that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the following changes are made:

1. The rule is amended in Section 8(G)(1)(c)(i) to remove the requirement that a written adverse health care treatment decision include the name and title of the person or persons evaluating the appeal and replace it with a requirement that the decision attest to the credentials of the person or persons evaluating the appeal and that the person or persons evaluating the appeal were not involved in the initial decision and a requirement that the carrier identify a point of contact by name, address and telephone number to answer specific questions from the enrollee; and

2. The rule is amended in Section 9(B)(2)(b)(i) to remove the requirement that a written adverse benefit determination that does not involve a health care treatment decision include the name and title of the person or persons participating in the grievance review process

and replace it with a requirement that the determination attest to the credentials of the person or persons participating in the grievance review process and that the person or persons participating in the grievance review process were not involved in the initial determination and a requirement that the carrier identify a point of contact by name, address and telephone number to answer specific questions from the enrollee.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 23, 2025.

**CHAPTER 32
S.P. 75 - L.D. 139**

Resolve, Directing the Department of Inland Fisheries and Wildlife to Study Establishing a Program for the Electronic Tagging of Deer

Sec. 1. Department of Inland Fisheries and Wildlife to study establishing program for electronic tagging of deer. Resolved: That the Department of Inland Fisheries and Wildlife shall study and establish a plan for the implementation of a program for the electronic tagging of harvested deer. The department shall submit a report, including suggested legislation, to the Joint Standing Committee on Inland Fisheries and Wildlife no later than January 14, 2026. The report must include information on the projected costs, programming and staffing requirements of developing and implementing an electronic tagging program and how the department would recoup lost money, if applicable. To the extent practicable, the department shall consult with local business owners in the study who contract as registered agents of the department for the tagging of deer to gauge how a transition to an electronic tagging program may impact these agents, especially in more rural areas of the State. The report must also include information related to anticipated effects on biological data collection and relevant compliance and enforcement issues. Finally, the report must outline a plan for program implementation, including suggested time frames, and a plan for how the department would raise awareness of an electronic tagging program across the State. The Joint Standing Committee on Inland Fisheries and Wildlife may report out a bill based on the report to the Second Regular Session of the 132nd Legislature.

See title page for effective date.