

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 scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2117

H.P. 1504

House of Representatives, January 7, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.
Reference to the Committee on Banking and Insurance suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative JOSEPH of Waterville.

Cosponsored by Representative MITCHELL of Vassalboro, Representative KETOVER of
Portland and Senator CLARK of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-TWO

**An Act to Repeal the Laws Creating the Mandated Benefits Advisory
Commission.**

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

2
3 **Sec. 1. 5 MRSA §12004-I, sub-§50**, as repealed and replaced by
4 PL 1989, c. 556, Pt. A, §1, is repealed.

6 **Sec. 2. 24 MRSA §2320-A, sub-§4**, as enacted by PL 1989, c.
8 875, Pt. I, §2, is amended to read:

10 **4. Reports.** Each nonprofit hospital and medical care
12 service organization subject to this section shall report to the
14 superintendent its experience for each calendar year beginning
16 with 1991 not later than April 30th of the following calendar
18 year. The report must include the information required and be
20 presented in the form prescribed by the superintendent. The
22 report must include the amount of claims paid in this State for
services required by this section. The superintendent shall
compile this data in an annual report and submit the report to
the ~~Mandated-Benefits-Advisory-Commission-established-by-Title-5,~~
~~section-12004-I,-sub-section-50~~ joint standing committee of the
Legislature having jurisdiction over banking and insurance
matters.

24 **Sec. 3. 24 MRSA §2325-B**, as amended by PL 1989, c. 878, Pt.
26 A, §65, is repealed.

28 **Sec. 4. 24 MRSA §2332-C**, as enacted by PL 1989, c. 556, Pt.
30 A, §3, is amended to read:

§2332-C. Assessment of mandated benefits proposals

32 The requirements of Title 24-A, section ~~2751--shall,~~ 2752
34 apply to any legislative measure which that proposes a mandated
36 health benefit applicable to nonprofit hospital or medical
services organizations, to the extent the ~~requirement--applies~~
requirements apply to proposals applicable to insurers governed
by Title 24-A.

38 **Sec. 5. 24-A MRSA §2701, sub-§2, ¶B**, as enacted by PL 1989, c.
40 556, Pt. A, §4, is amended to read:

42 **B.** Section ~~2751--shall-apply~~ 2752 applies with respect to
44 mandated benefits for group or blanket health policies.

46 **Sec. 6. 24-A MRSA §2745-A, sub-§4**, as enacted by PL 1989, c.
48 875, Pt. I, §3, is amended to read:

50 **4. Reports.** Each insurer that issues policies subject to
52 this section shall report to the superintendent its experience
for each calendar year beginning with 1991 not later than April
30th of the following calendar year. The report must include the
information required and be presented in the form prescribed by
the superintendent. The report must include the amount of claims
paid in this State for services required by this section. The

2 superintendent shall compile this data in an annual report and
3 submit the report to the ~~Mandated-Benefits-Advisory-Commission,~~
4 ~~established-by-Title-5,--section-12004-I,--subsection-50~~ joint
5 standing committee of the Legislature having jurisdiction over
6 banking and insurance matters.

7 **Sec. 7. 24-A MRSA §2751**, as amended by PL 1991, c. 333, §2,
8 is repealed.

9 **Sec. 8. 24-A MRSA §2752** is enacted to read:

10 **§2752. Assessment of mandated benefits proposals**

11 Whenever a legislative measure containing a mandated health
12 benefit is proposed, the joint standing committee of the
13 Legislature having jurisdiction over the proposal shall hold a
14 public hearing and determine the level of support for the
15 proposal among the members of the committee. For purposes of
16 this section, a mandated health benefit proposal is one that
17 mandates health insurance coverage for specific health services,
18 specific diseases or certain providers of health care services as
19 part of individual or group health insurance policies. A
20 mandated option is not a mandated benefit for purposes of this
21 section.

22 **Sec. 9. 24-A MRSA §2837-A, sub-§4**, as enacted by PL 1989, c.
23 875, Pt. I, §6, is amended to read:

24 **4. Reports.** Each insurer that issues policies subject to
25 this section shall report to the superintendent its experience
26 for each calendar year beginning with 1991 not later than April
27 30th of the following calendar year. The report must include the
28 information required and be presented in the form prescribed by
29 the superintendent. The report must include the amount of claims
30 paid in this State for services required by this section. The
31 superintendent shall compile this data in an annual report and
32 submit the report to the ~~Mandated-Benefits-Advisory-Commission~~
33 ~~established-in-Title-5,--section-12004-I,--subsection-50~~ joint
34 standing committee of the Legislature having jurisdiction over
35 banking and insurance matters.

36
37
38
39
40
41
42
43
44 **STATEMENT OF FACT**

45 This bill repeals the Mandated Benefits Advisory Commission
46 and eliminates all references to the commission.