

# 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)

m  
A of S.

L.D. 1385

2  
4  
DATE: 3/21/96

(Filing No. H- 822)

6  
8  
Reproduced and distributed under the direction of the Clerk of  
the House.

10  
12  
14  
**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
117TH LEGISLATURE  
SECOND REGULAR SESSION**

16  
18  
HOUSE AMENDMENT "D" to COMMITTEE AMENDMENT "A" to H.P. 976,  
L.D. 1385, Bill, "An Act to Ensure That Basic Health Care Needs  
of Women Are Covered in Insurance Policies"

20  
22  
Amend the amendment in section 2 in that part designated  
"§2332-F." in subsection 1 in paragraph A in the last line (page  
1, line 47 in amendment) by striking out the following: "policy;  
and" and inserting in its place the following: 'policy.'

24  
26  
28  
Further amend the amendment in section 2 in that part  
designated "§2332-F." in subsection 1 in paragraph B in the 3rd  
line (page 2, line 4 in amendment) by inserting after the  
following: "physician" the following: ', certified nurse  
practitioner or certified nurse midwife'

30  
32  
Further amend the amendment in section 2 in that part  
designated "§2332-F." in subsection 1 by inserting after  
paragraph B the following:

34  
36  
38  
40  
42  
44  
'C. If the examination specified in paragraph B reveals a  
gynecological condition for which another visit to the  
physician participating in the plan is medically required  
and appropriate, or for any gynecological care beyond the  
annual examination, the carrier may require the patient or  
the examining physician, certified nurse practitioner or  
certified nurse midwife to secure from the patient's primary  
care physician a referral to the participating physician,  
certified nurse practitioner or certified nurse midwife from  
whom such care may be obtained.'

46  
Further amend the amendment in section 2 in that part  
designated "§2332-F." by inserting at the end the following:

R. O. S.

2            'This section does not prohibit a carrier from requiring a  
4            physician, certified nurse practitioner or certified nurse  
             midwife participating in the plan to inform a woman's primary  
             care physician prior to each treatment pursuant to this section.'

6  
8            Further amend the amendment in section 4 in that part  
             designated "~~§2850-A.~~" in subsection 1 in paragraph A in the last  
10           line (page 2, line 36 in amendment) by striking out the  
             following: "policy; and" and inserting in its place the  
12           following: 'policy.'

14           Further amend the amendment in section 4 in that part  
             designated "~~§2850-A.~~" in subsection 1 in paragraph B in the 3rd  
16           line (page 2, line 40 in amendment) by inserting after the  
             following: "physician" the following: ', certified nurse  
18           practitioner or certified nurse midwife'

20           Further amend the amendment in section 4 in that part  
             designated "~~§2850-A.~~" in subsection 1 by inserting after  
22           paragraph B the following:

24           'C. If the examination specified in paragraph B reveals a  
             gynecological condition for which another visit to the  
26           physician participating in the plan is medically required  
             and appropriate, or for any gynecological care beyond the  
28           annual examination, the carrier may require the patient or  
             the examining physician, certified nurse practitioner or  
30           certified nurse midwife to secure from the patient's primary  
             care physician a referral to the participating physician,  
32           certified nurse practitioner or certified nurse midwife from  
             whom such care may be obtained.'

34           Further amend the amendment in section 4 in that part  
             designated "~~§2850-A.~~" by inserting at the end the following:

36  
38           'This section does not prohibit a carrier from requiring a  
             physician, certified nurse practitioner or certified nurse  
40           midwife participating in the plan to inform a woman's primary  
             care physician prior to each treatment pursuant to this section.'

42           Further amend the amendment in section 5 in that part  
             designated "~~§4241.~~" in subsection 1 in paragraph A in the last  
44           line (page 3, line 18 in amendment) by striking out the  
             following: "policy; and" and inserting in its place the  
46           following: 'policy.'

48           Further amend the amendment in section 5 in that part  
             designated "~~§4241.~~" in subsection 1 in paragraph B in the 3rd  
50           line (page 3, line 22 in amendment) by inserting after the

# HOUSE AMENDMENT

following: "physician" the following: 'certified nurse practitioner or certified nurse midwife'

Further amend the amendment in section 5 in that part designated "§4241." in subsection 1 by inserting after paragraph B the following:

'C. If the examination specified in paragraph B reveals a gynecological condition for which another visit to the physician participating in the plan is medically required and appropriate, or for any gynecological care beyond the annual examination, the carrier may require the patient or the examining physician, certified nurse practitioner or certified nurse midwife to secure from the patient's primary care physician a referral to the participating physician, certified nurse practitioner or certified nurse midwife from whom such care may be obtained.'

Further amend the amendment in section 5 in that part designated "§4241." by inserting at the end the following:

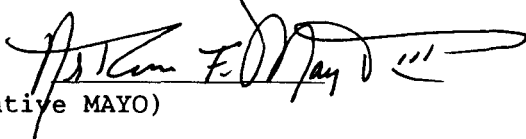
'This section does not prohibit a carrier from requiring a physician, certified nurse practitioner or certified nurse midwife participating in the plan to inform a woman's primary care physician prior to each treatment pursuant to this section.'

## STATEMENT OF FACT

This amendment requires the patient or the examining physician, certified nurse practitioner or certified nurse midwife to obtain a referral from the patient's primary care physician if further treatment is needed and the carrier requires that referral.

This amendment allows a carrier to require a physician, certified nurse practitioner or certified nurse midwife to inform a woman's primary care physician prior to rendering gynecological services.

This amendment also specifies that all group plans must provide coverage for annual gynecological examinations performed by a certified nurse practitioner or certified nurse midwife.

SPONSORED BY:   
(Representative MAYO)

TOWN: Bath