

# MAINE STATE LEGISLATURE

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L.D. 339

DATE: 4-28-03

(Filing No. H-192)

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
121ST LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "B" to H.P. 268, L.D. 339, Bill, "An Act To Require the Workers' Compensation Board To Adopt Rules To Require Electronic Filing"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

Sec. 1. 39-A MRSA §152, sub-§2-A is enacted to read:

2-A. Electronic filing rulemaking. The board shall adopt rules requiring the electronic filing of information required by this Act and by board rule. Rules adopted pursuant to this subsection are major substantive rules, as defined in Title 5, chapter 375, subchapter 2-A, and must be adopted in the manner set forth in this subsection.

A. The rules must be developed through the consensus-based rule development process set forth in Title 5, section 8051-B and must include as participants representatives of employers, insurers and 3rd-party administrators.

B. The rules must include written standards and procedures for implementation of the standards, which may include definition of the applicable programming interface for in-state and out-of-state entities required to submit reports. The rules must relate specific forms required to be filed with data points in the standards.

COMMITTEE AMENDMENT

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2 C. Before provisionally adopting the rules, the board must  
3 demonstrate by successful testing that applicable  
4 application programming interfaces and standards function to  
5 the satisfaction of the parties described in paragraph A.

6 **Sec. 2. Costs of adopting rule and implementing electronic filing.**  
7 The Workers' Compensation Board shall implement this Act within  
8 existing resources.'

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**SUMMARY**

14 This amendment replaces the bill and is the minority report  
15 of the Joint Standing Committee on Labor. It provides that all  
16 rules to require electronic filing of information are major  
17 substantive rules and must be brought to the Legislature for  
18 review before being finally adopted. It also requires the  
19 Workers' Compensation Board to use the consensus-based rule  
20 development process described in the Maine Administrative  
21 Procedure Act to develop the rules and specifies certain  
22 additional requirements. It also provides that the Workers'  
23 Compensation Board shall implement the provision within existing  
24 resources.

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**FISCAL NOTE REQUIRED**  
(See attached)

**121st Maine Legislature  
Office of Fiscal and Program Review**



**LD 339**

**An Act to Require the Workers' Compensation Board to Adopt Rules to  
Require Electronic Filing**

**LR 0282(03)**

**Fiscal Note for Bill as Amended by Committee Amendment " "**

**Committee: Labor**

**Fiscal Note Required: Yes**

**Minority Report**

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**Fiscal Note**

Undetermined current biennium cost increase - Other Special Funds

**Fiscal Detail and Notes**

Requiring the Workers' Compensation Board to implement an electronic filing system utilizing existing budgeted resources will affect existing programs and services. The extent and nature of the impact can not be determined at this time.