

# MAINE STATE LEGISLATURE

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L.D. 108

DATE: 5/19/15

(Filing No. H-424)

HEALTH AND HUMAN SERVICES

Minority

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
122ND LEGISLATURE  
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 84, L.D. 108, Bill, "An Act To Require the Department of Health and Human Services To Analyze Costs before the Legislature Imposes Mandates"

Amend the bill by striking out the title and substituting the following:

'An Act To Establish a Mandate Review Option with Regard to MaineCare Program Legislation'

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

'Sec. 1. 22 MRSA §50 is enacted to read:

§50. Mandate review

Beginning January 1, 2006, prior to reporting out legislation with requirements for mandatory action that will impose administrative costs through the MaineCare program on physicians licensed in this State and other health care providers licensed by the department, the joint standing committee of the Legislature having jurisdiction over the proposed legislation may request that the department perform a mandate review in accordance with this section.

1. Process. The mandate review must include review and evaluation of the proposed mandate and the costs of the proposed mandate. The review must include consideration of the social and economic impacts and medical efficacy of the proposed mandate.

2. Contracting. The department may contract for performance of any part of the mandate review.

COMMITTEE AMENDMENT



2 3. Report and recommendation. The department shall report  
 4 to the joint standing committee of the Legislature having  
 6 jurisdiction over health and human services matters and the joint  
 8 standing committee of the Legislature having jurisdiction over  
 10 the bill proposing the mandate on the results of the mandate  
 12 review, including a recommendation from the department regarding  
 14 the proposed mandate and options for changing the proposed  
 16 mandate to address significant challenges identified in the  
 18 mandate review.'

**SUMMARY**

16 This amendment is the minority report of the committee. The  
 18 amendment replaces the bill. It changes the proposed mandate  
 20 review procedure to an option for the legislative committee of  
 22 jurisdiction. It narrows the proposed legislation that would be  
 24 subject to mandate review to bills that would add administrative  
 costs through the MaineCare program to physicians and health care  
 providers licensed by the Department of Health and Human  
 Services. It specifies that the review must include  
 consideration of social and financial impacts and medical  
 efficacy.

**FISCAL NOTE REQUIRED**  
 (See attached)



# 122nd MAINE LEGISLATURE

LD 108

LR 0758(02)

## An Act To Require the Department of Health and Human Services To Analyze Costs before the Legislature Imposes Mandates

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

Committee: Health and Human Services

Fiscal Note Required: Yes

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### Fiscal Note

Undetermined current biennium cost increase - General Fund

#### Fiscal Detail and Notes

The Department of Health and Human Services would require additional resources to perform mandate reviews. Because the number of such requests cannot be determined in advance, the additional resources the department may require cannot be determined at this time. The Bureau of Insurance within the Department of Professional and Financial contracts for similar mandate reviews at a cost of \$12,000 per study.