

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 590

H.P. 423

House of Representatives, February 3, 2005

An Act Regarding Medical Malpractice Insurance Rate Filings

Reference to the Committee on Insurance and Financial Services suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative MILLS of Farmington.
Cosponsored by Senator MARTIN of Aroostook and
Representatives: DUDLEY of Portland, HARLOW of Portland.

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

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4 **Sec. 1. 24-A MRSA §2304-C, sub-§§3 and 5,** as enacted by PL 1991, c. 377, §11, are repealed.

6 **Sec. 2. 24-A MRSA §2304-C, sub-§5-A** is enacted to read:

8 **5-A. Public access.** Immediately after receiving a filing under this section, the superintendent shall grant access to the filing to the public.

12 **Sec. 3. 24-A MRSA §2304-C, sub-§6,** as enacted by PL 1991, c. 377, §11, is amended to read:

14 **6. Public hearing.** The superintendent may hold a public hearing on any filing and must hold a public hearing on a filing requesting a rate increase of more than 5%, as provided in sections 229 to 235. At the request of any a person described in subsection--5 who pays premiums for physicians and surgeons liability coverage to the company that made the filing or a person or organization who represents a group of persons who pay premiums for physicians and surgeons liability coverage to the company that made the filing, the superintendent shall, as required by section 229, hold a public hearing on the filing.

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SUMMARY

28 This bill requires the Superintendent of Insurance to make
30 medical malpractice filings open to the public and to hold a
32 public hearing for any filing requesting a rate increase over 5%.