



STATE LAW LIBRARY AUGUSTA, MAINE

124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 322

H.P. 258

House of Representatives, February 3, 2009

An Act To Clarify the Prohibition on Payment for Health Care Facility Mistakes or Preventable Adverse Events

Reference to the Committee on Health and Human Services suggested and ordered printed.

Millient M. Mac Jarland

MILLICENT M. MacFARLAND Clerk

Presented by Representative CROCKETT of Augusta. Cosponsored by Senator BOWMAN of York and Representatives: BLANCHARD of Old Town, JONES of Mount Vernon, MILLER of Somerville, PERRY of Calais, PRIEST of Brunswick, WHEELER of Kittery, Senators: RAYE of Washington, SIMPSON of Androscoggin. 1 Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §1721, sub-§2, as enacted by PL 2007, c. 605, §1, is amended to read:

2. Prohibition. A health care facility is prohibited from knowingly charging a patient or the patient's insurer or the patient's employer as defined in Title 39-A, section 102, subsection 12 for health care services it provided as a result of or to correct a mistake or preventable adverse event caused by that health care facility.

8

2 3

4

5

6 7

SUMMARY

9 This bill clarifies that an employer, as defined under the Maine Workers' 10 Compensation Act of 1992, may not be charged by a health care facility to correct a 11 mistake or preventable adverse event caused by that health care facility.