

MAINE STATE LEGISLATURE

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L.D. 1497

Date: 4-9-12

(Filing No. H-925)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
125TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1098,
L.D. 1497, Bill, "An Act To Comply with the Health Insurance Exchange Provision of
the Patient Protection and Affordable Care Act"

Amend the amendment in section 1 in §2188 in subsection 1 in paragraph B in the
last line (page 1, line 25 in amendment) by inserting after the following: "Act," the
following: 'For the purposes of this section, if an organization or business entity serves as
a navigator, an individual performing navigator duties for that organization or business
entity is considered to be acting in the capacity of a navigator within the meaning of
subsection 4.'

Amend the amendment in section 1 in §2188 by striking out all of subsection 2 and
inserting the following:

2. Permitted insurance producer or consultant activities. Only a person licensed
as an insurance producer in this State in accordance with chapter 16, or, with respect to
paragraph B, a person licensed as a consultant in accordance with chapter 16, may:

A. Sell, solicit or negotiate health insurance;

B. Make recommendations to purchasers, enrollees or employers or prospective
purchasers or enrollees concerning the substantive benefits, terms or conditions of
health plans; or

C. Enroll an individual or employee in a qualified health plan offered through an
exchange or act as an intermediary between an employer and an insurer that offers a
qualified health plan offered through an exchange.'

Amend the amendment in section 1 in §2188 in subsection 3 in paragraph C in the
first line (page 2, line 8 in amendment) by inserting after the following: "rules" the
following: ', to the extent permitted by the federal Affordable Care Act,'

Amend the amendment in section 1 in §2188 in subsection 3 by striking out all of the
last blocked paragraph (page 2, lines 11 and 12 in amendment)

Amend the amendment in section 1 in §2188 in subsection 4 by striking out all of
paragraph C (page 2, lines 21 and 22 in amendment) and inserting the following:

HOUSE AMENDMENT “B” to COMMITTEE AMENDMENT “A” to H.P. 1098, L.D. 1497

7. Rules. The superintendent may adopt rules as necessary to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.'

The amendment also clarifies the definition of "navigator" to include individuals performing the duties of a navigator on behalf of an organization or business entity. The amendment makes other technical and clarifying changes to Committee Amendment "A" to be consistent with existing state law and rule and federal law and regulations.

TOWN: Newcastle