

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)



# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

---

Legislative Document

No. 1324

---

H.P. 902

House of Representatives, April 14, 2015

**An Act To Create Transparency with Regard to Large Employers in  
the State with Workforce Members Who Receive Public Benefits**

---

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

Handwritten signature of Robert B. Hunt in cursive.

ROBERT B. HUNT  
Clerk

Presented by Representative McCABE of Skowhegan.  
Cosponsored by Representatives: GOODE of Bangor, HARLOW of Portland, MELARAGNO  
of Auburn, RUSSELL of Portland, STUCKEY of Portland, Senator: GERZOFKY of  
Cumberland.

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

2 **Sec. 1. 22 MRSA §3195** is enacted to read:

3 **§3195. Employer disclosure regarding MaineCare beneficiaries**

4 **1. Definitions.** As used in this section, unless the context otherwise indicates, the  
5 following terms have the following meanings.

6 A. "MaineCare beneficiary" means a person who receives MaineCare benefits under  
7 this chapter or Titles XIX or XXI of the federal Social Security Act, as amended.

8 **2. Report.** The department shall prepare a report that includes the following  
9 information for each employer in the State that has 50 or more employees who are either  
10 MaineCare beneficiaries or who are the spouses or custodial parents of MaineCare  
11 beneficiaries. For each such employer, the report must include:

12 A. The name of the employer and the total number of employees in the State;

13 B. The number of employees who are MaineCare beneficiaries and, of that number,  
14 the number who are full-time employees and the number who are part-time  
15 employees;

16 C. The number of employees who are spouses of MaineCare beneficiaries and, of  
17 that number, the number who are full-time employees and the number who are part-  
18 time employees;

19 D. The number of employees who are custodial parents of MaineCare beneficiaries  
20 and, of that number, the number who are full-time employees and the number who  
21 are part-time employees;

22 E. Information on whether the employer offers health insurance benefits to full-time  
23 employees, part-time employees, employees' spouses or employees' dependents;

24 F. Information on whether employees receive health insurance benefits through the  
25 employer when MaineCare pays some or all of the premiums for such health  
26 insurance benefits; and

27 G. The cost to the State of providing MaineCare benefits for the employer's  
28 employees and enrolled dependents listed as total cost and per capita cost.

29 In preparing the report, the department shall make industry-wide comparisons by sorting  
30 employers into industry categories based on available information.

31 **3. Information acquisition.** To aid in the preparation of the report required  
32 pursuant to subsection 2, the department shall implement policies and procedures to  
33 acquire information required by the report, including, but not limited to:

34 A. Information required at the time of the MaineCare application or verification  
35 process;

36 B. Information that is accumulated from a vendor contracting with the State to  
37 identify available insurance; and

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

C. Information that is voluntarily submitted by state employers.

4. Employees with multiple employers. If the department determines that a MaineCare beneficiary is employed by more than one employer, the department shall count the beneficiary as a portion of one person for each employer for purposes of the report required pursuant to subsection 2.

5. Issuance quarterly. The department shall submit the report required pursuant to subsection 2 to the Governor and the joint standing committee of the Legislature having jurisdiction over health and human services matters 120 days after the end of each calendar quarter, starting with the first calendar quarter of 2016. The report must be made available on the department's publicly accessible website.

## SUMMARY

This bill requires the Department of Health and Human Services to submit a quarterly report to the Governor and the Legislature that includes the information for each employer in the State that has 50 or more employees who are either MaineCare beneficiaries or who are the spouses or custodial parents of MaineCare beneficiaries. For each such employer, the report must include information on the numbers of employees who are MaineCare beneficiaries, spouses of MaineCare beneficiaries, custodial parents of MaineCare beneficiaries, full-time employees and part-time employees. The report must also include information on whether the employer offers health insurance benefits to full-time employees, part-time employees, employees' spouses or employees' dependents, and the cost to the State of providing MaineCare benefits for the employer's employees and enrolled dependents listed as total cost and per capita cost.