

MAINE STATE LEGISLATURE

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128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 609

H.P. 425

House of Representatives, February 16, 2017

**An Act To Prohibit Insurance Carriers That Are Not Health
Insurance Carriers from Operating as Managed Care Organizations**

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

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative CAMPBELL of Orrington.
Cosponsored by Senator SAVIELLO of Franklin and
Representatives: LAWRENCE of South Berwick, MARTIN of Eagle Lake, STANLEY of
Medway, TUELL of East Machias, Senator: DIAMOND of Cumberland.

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

2 **Sec. 1. 24-A MRSA §2185-A** is enacted to read:

3 **§2185-A. Acting as managed care organization prohibited**

4 It is an unfair trade practice under this chapter for an insurer authorized to transact
5 insurance in this State to act as a managed care organization or impose principles of
6 managed care under a contract with a health care provider except as provided in this
7 section.

8 **1. Fee schedule.** An insurer may not impose a fee schedule used by an affiliated
9 health insurer, health maintenance organization or other managed care organization under
10 a separate contract with a health care provider for any claim under any automobile
11 insurance liability policy or workers' compensation policy without the express prior
12 written consent of the health care provider.

13 **2. Reduction of reimbursement or imposition of limits.** An insurer may not
14 reduce reimbursement or impose limits on the type or frequency of covered services of a
15 health care provider under any automobile insurance liability policy or workers'
16 compensation policy based on the terms and conditions of the health care provider's
17 separate contract with the insurer's affiliated health insurer, health maintenance
18 organization or other managed care organization without the express prior written consent
19 of the health care provider.

20 **SUMMARY**

21 This bill prohibits an insurer from imposing a fee schedule, reducing reimbursement
22 or imposing limits on the type or frequency of health care services covered under any
23 automobile insurance liability policy or workers' compensation policy based on the terms
24 and conditions of a health care provider's separate contract with the insurer's affiliated
25 health insurer, health maintenance organization or other managed care organization
26 without the express prior written consent of the health care provider.