

MAINE STATE LEGISLATURE

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OS

L.D. 1390

Date: 6-16-21

(Filing No. H-684)

HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1024, L.D. 1390, "An Act To Maximize Health Care Coverage for the Uninsured through Easy Enrollment in the MaineCare Program or in a Qualified Health Plan in the Marketplace"

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 22 MRSA §5412 is enacted to read:

§5412. Easy enrollment program

The easy enrollment program is established under this chapter to identify residents of this State who are uninsured but qualify for benefits under the MaineCare program or a qualified health plan in the marketplace.

1. Tax checkoff. A person filing a tax return in this State pursuant to Title 36, chapter 803 who has marked the relevant check-off boxes on the state income tax form as described in Title 36, section 5293 is identified as a person who may be provisionally assessed as eligible for benefits under the MaineCare program or to enroll in a qualified health plan in the marketplace. The department, in conjunction with the superintendent and the Department of Administrative and Financial Services, Bureau of Revenue Services, shall determine by rule the information necessary to be shared with the marketplace to provisionally assess eligibility and the schedule regarding the frequency of transferring the information.

2. Eligibility determination. The marketplace shall determine whether the person filing the tax return under subsection 1 has an address in the State and whether the persons in the household indicated as uninsured are already enrolled in the MaineCare program or a qualified health plan in the marketplace. The marketplace shall mail a notice to households with an address in the State and with persons in the household who are uninsured. The notice must notify the person filing the tax return that the person or other uninsured members of the household may be eligible for health care coverage and provide information about the special enrollment period available on the marketplace pursuant to subsection 3 and that MaineCare enrollment is available at any time. If the person filing the tax return has included an e-mail address or other contact information, the marketplace

COMMITTEE AMENDMENT

1 shall contact the person using the preferred method of communication indicated on the tax
2 return.

3 **3. Special enrollment period; assistance; coverage begins.** A person filing a tax
4 return under subsection 1 who is provisionally assessed as eligible to enroll in a qualified
5 health plan in the marketplace has a special enrollment period that begins on the date of the
6 tax filing and ends 35 days from the date of the notice mailed by the marketplace to the
7 person pursuant to subsection 2. Once a person begins the application to enroll in a
8 qualified health plan in the marketplace, the marketplace shall provide assistance through
9 follow-up e-mails or another preferred method of communication until the person is
10 successfully enrolled or the marketplace determines that the person does not wish to enroll.
11 Coverage in the marketplace is effective on the first day of the month after the date a plan
12 is selected by the person.

13 **4. Medicaid coverage.** If the marketplace determines that any member of the
14 household is eligible for benefits under the MaineCare program under this section, the
15 marketplace shall notify the department and the person who filed the tax return of the
16 potential eligibility. The department shall contact the person who filed the tax return using
17 the person's preferred method of communication and provide assistance with the
18 MaineCare application unless the marketplace determines that the person does not wish to
19 enroll.

20 **5. Outreach efforts.** The marketplace and department, after appropriate consultation
21 with the superintendent, shall jointly develop educational materials and programming to
22 communicate the purpose of the income tax checkoff under Title 36, section 5293 and the
23 benefits of enrolling in the MaineCare program or a qualified health plan in the marketplace
24 to the public. The materials and programming must include materials developed for
25 different target groups in the public, including, but not limited to, tax preparers, consumer
26 assistance organizations, community groups and underserved groups. The materials must
27 be made available in English and in languages appropriate for communities in the State
28 whose primary languages are not English.'

29 Amend the bill in section 2 in §5413 in subsection 1 in the first line (page 2, line 10 in
30 L.D.) by striking out the following: "superintendent" and inserting the following:
31 'department'

32 Amend the bill in section 2 in §5413 in subsection 1 by striking out all of the 2nd and
33 3rd sentences (page 2, lines 16 to 20 in L.D.) and inserting the following: 'The
34 commissioner and the superintendent or the commissioner's or superintendent's designees
35 are cochairs and shall convene the advisory group. The chairs shall jointly appoint
36 members to the advisory group, and members must include the stakeholders described in
37 section 5404, subsection 2, paragraph B and representatives of the Department of
38 Administrative and Financial Services, Bureau of Revenue Services and professional tax
39 preparers.'

40 Amend the bill in section 2 in §5413 in subsection 2 in the first line (page 2, line 22 in
41 L.D.) by striking out the following: "superintendent" and inserting the following:
42 'department'

43 Amend the bill in section 2 in §5413 in subsection 2 in the 6th line (page 2, line 27 in
44 L.D.) by striking out the following: "determined" and inserting the following: 'provisionally
45 assessed as'

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1 Amend the bill in section 2 in §5413 in subsection 2 in the 11th line (page 2, line 32 in
2 L.D.) by striking out the following: "2022" and inserting the following: '2023'

3 Amend the bill in section 3 in paragraph MMM in the first 2 lines (page 2, lines 35 and
4 36 in L.D.) by striking out the following: "and the Superintendent of Insurance"

5 Amend the bill in section 4 in §5293 in subsection 1 in the 2nd line (page 2, line 42 in
6 L.D.) by striking out the following: "2021, the State Tax Assessor" and inserting the
7 following: '2022, the assessor'

8 Amend the bill in section 4 in §5293 in subsection 1 in paragraph E in the first line
9 (page 3, line 9 in L.D.) by inserting after the following: "address," the following: 'telephone
10 number or other preferred method of communication,'

11 Amend the bill in section 4 in §5293 in subsection 2 in the first line (page 3, line 11 in
12 L.D.) by striking out the following: "bureau" and inserting the following: 'assessor'

13 Amend the bill in section 4 in §5293 in subsection 3 in the first line (page 3, line 16 in
14 L.D.) by striking out the following: "bureau" and inserting the following: 'assessor'

15 Amend the bill by inserting after section 4 the following:

16 '**Sec. 5. Appropriations and allocations.** The following appropriations and
17 allocations are made.

18 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

19 **Revenue Services, Bureau of 0002**

20 Initiative: Provides funding for costs to capture, collect and report the data related to the
21 health insurance individual income tax check-off box.

22	GENERAL FUND	2021-22	2022-23
23	All Other	\$0	\$3,855
24		<hr/>	<hr/>
25	GENERAL FUND TOTAL	\$0	\$3,855

26 **Revenue Services, Bureau of 0002**

27 Initiative: Provides funding for one-time computer programming costs to add the health
28 insurance check-off boxes to the individual income tax return.

29	GENERAL FUND	2021-22	2022-23
30	All Other	\$0	\$55,000
31		<hr/>	<hr/>
32	GENERAL FUND TOTAL	\$0	\$55,000

34 **ADMINISTRATIVE AND FINANCIAL**
35 **SERVICES, DEPARTMENT OF**
36 **DEPARTMENT TOTALS**

37		2021-22	2022-23
38	GENERAL FUND	\$0	\$58,855
39		<hr/>	<hr/>
40	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$58,855

41 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF**

1	Maine Health Insurance Marketplace Trust Fund Z292		
2	Initiative: Provides funding for postage and supplies to send requested information to		
3	persons who check the health insurance check-off box on the individual income tax return.		
4	OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
5	All Other	\$0	\$14,156
6			
7	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$14,156
8	Maine Health Insurance Marketplace Trust Fund Z292		
9	Initiative: Provides one-time funding for technology changes.		
10	OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
11	All Other	\$0	\$258,693
12			
13	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$258,693
14	Medical Care - Payments to Providers 0147		
15	Initiative: Provides funding for additional medical claims for new members that enter the		
16	MaineCare program through easy enrollment.		
17	GENERAL FUND	2021-22	2022-23
18	All Other	\$0	\$146,465
19			
20	GENERAL FUND TOTAL	\$0	\$146,465
21			
22	FEDERAL EXPENDITURES FUND	2021-22	2022-23
23	All Other	\$0	\$257,911
24			
25	FEDERAL EXPENDITURES FUND TOTAL	\$0	\$257,911
26			
27	HEALTH AND HUMAN SERVICES,		
28	DEPARTMENT OF		
29	DEPARTMENT TOTALS	2021-22	2022-23
30			
31	GENERAL FUND	\$0	\$146,465
32	FEDERAL EXPENDITURES FUND	\$0	\$257,911
33	OTHER SPECIAL REVENUE FUNDS	\$0	\$272,849
34			
35	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$677,225
36			
37	SECTION TOTALS	2021-22	2022-23
38			
39	GENERAL FUND	\$0	\$205,320
40	FEDERAL EXPENDITURES FUND	\$0	\$257,911
41	OTHER SPECIAL REVENUE FUNDS	\$0	\$272,849
42			

COMMITTEE AMENDMENT

1 **SECTION TOTAL - ALL FUNDS** **\$0 \$736,080**

2

3 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
4 number to read consecutively.

5

SUMMARY

6

This amendment delays the implementation of the easy enrollment health insurance
7 program established in the bill for one year until tax years beginning on or after January 1,
8 2022.

9

The amendment requires that the voluntary check-off box on the income tax form
10 include space to allow the taxpayer to identify the preferred method of communication for
11 contact by the Maine Health Insurance Marketplace.

12

The amendment also clarifies the roles of the Department of Health and Human
13 Services, the marketplace and the Department of Professional and Financial Regulation,
14 Bureau of Insurance within the program and makes technical changes related to the
15 provisional assessment of eligibility to enroll through the program. The amendment adds
16 an appropriations and allocations section.

17

FISCAL NOTE REQUIRED

18

(See attached)



130th MAINE LEGISLATURE

LD 1390

LR 1242(02)

An Act To Maximize Health Care Coverage for the Uninsured through Easy Enrollment in the MaineCare Program or in a Qualified Health Plan in the Marketplace

Fiscal Note for Bill as Amended by Committee Amendment *A(4-684)*
Committee: Health Coverage, Insurance and Financial Services
Fiscal Note Required: Yes

Fiscal Note

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
Net Cost (Savings)				
General Fund	\$0	\$205,320	\$1,211,470	\$1,418,684
Appropriations/Allocations				
General Fund	\$0	\$205,320	\$1,211,470	\$1,418,684
Federal Expenditures Fund	\$0	\$257,911	\$2,119,149	\$2,482,771
Other Special Revenue Funds	\$0	\$272,849	\$272,849	\$14,156
Revenue				
Federal Expenditures Fund	\$0	\$257,911	\$2,119,149	\$2,482,771
Other Special Revenue Funds	\$0	\$272,849	\$272,849	\$14,156

Fiscal Detail and Notes

This bill includes a General Fund appropriation to the Department of Health and Human Services of \$146,465 in fiscal year 2022-23 for additional medical claims for new members who enter MaineCare through easy enrollment. Other Special Revenue Funds allocations are also included for technology changes, postage and supplies to send requested information to those who check the box.

The bill also includes a General Fund appropriation of \$58,855 in fiscal year 2022-23 for computer programming costs to add the health insurance check-off boxes to the individual income tax return and to capture, collect and report the data.