

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
OCTOBER 9, 1991

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1991

PUBLIC LAWS
OF THE
STATE OF MAINE

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1991

newal date ~~shall be~~ is subject to all requirements governing new applicants under this chapter, except that the board may ~~in its discretion~~, giving due consideration to the protection of the public, waive examination ~~if the renewal application is made within 2 years from the date of the expiration or other requirements.~~ The board may assess penalties for late renewals more than 90 days after the date of expiration.

Sec. 21. 32 MRSA §2405, as amended by PL 1981, c. 561, is repealed.

Sec. 22. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Act.

	1991-92	1992-93
PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF		
Oil and Solid Fuel Board		
Personal Services	\$1,500	\$1,500
All Other	11,500	11,500
Provides funds for per diems and board expenses, printing, advertising and rulemaking relating to the regulation of chimney and fireplace installers.		
DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION		
TOTAL	\$13,000	\$13,000

See title page for effective date.

CHAPTER 199

H.P. 201 - L.D. 292

An Act to Increase Public Awareness of the Availability of Living Wills

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

29 MRSA §540-B is enacted to read:

§540-B. Living wills

Subject to available funding, the Secretary of State shall make living will forms available in offices of the Division of Motor Vehicles. The form must be in substantially the form provided in Title 18-A, section 5-702 and with the addition of a title at the top of the form to read "LIVING WILL" and the following information at the end: "Completion of this form is optional."

See title page for effective date.

CHAPTER 200

S.P. 265 - L.D. 742

An Act Relating to Health Insurance

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

PART A

Sec. A-1. 24 MRSA §2342, sub-§3, as enacted by PL 1989, c. 556, Pt. C, §1, is amended to read:

3. Information required. Each person, partnership or corporation licensed pursuant to this section shall, at the time of initial licensure and on or before April 1st of each succeeding year, provide the Bureau of Insurance with the following information:

A. The process by which the entity carries out its utilization review services, including the categories of health care personnel that perform any activities coming under the definition of utilization review and whether or not these individuals are licensed in the State;

B. The process used by the entity for addressing beneficiary or provider complaints;

C. The types of utilization review programs offered by the entity, such as:

- (1) Second opinion programs;
- (2) Prehospital admission certification;
- (3) Preinpatient service eligibility determination; or
- (4) Concurrent hospital review to determine appropriate length of stay; and

D. The process chosen by the entity to preserve beneficiary confidentiality of medical information.

As part of its initial application, the entity shall submit copies of all materials to be used to inform beneficiaries and providers of the requirements of its utilization review plans and their rights and responsibilities under the plan.

Sec. A-2. 24-A MRSA §2771, sub-§3, as enacted by PL 1989, c. 556, Pt. C, §2, is amended to read:

3. Information required. Each person, partnership or corporation licensed pursuant to this section shall, at the time of initial licensure and on or before April 1st of each succeeding year, provide the Bureau of Insurance with the following information:

A. The process by which the entity carries out its utilization review services, including the categories of