

# 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)

**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 1994 to June 30, 1995**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 29, 1995**

**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**  
**1995**

Aquaculture Monitoring and  
Research Fund.

**DEPARTMENT OF MARINE  
RESOURCES**

**TOTAL** \_\_\_\_\_  
(\$184,042)

**TOTAL ALLOCATIONS** \_\_\_\_\_  
(\$175,242)

See title page for effective date.

**CHAPTER 177**

**H.P. 431 - L.D. 594**

**An Act to Modify Community Rating  
for Individual and Small Group  
Health Plans**

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

**Sec. 1. 24-A MRSA §2736-C, sub-§2, ¶D,**  
as amended by PL 1993, c. 546, §1, is further  
amended to read:

D. A carrier may vary the premium rate due to  
age, smoking status, occupation or industry, and  
geographic area only under the following  
schedule and within the listed percentage bands.

(1) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State  
between December 1, 1993 and July 14,  
1994, the premium rate may not deviate  
above or below the community rate filed by  
the carrier by more than 50%.

(2) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State  
between July 15, 1994 and July 14, 1995,  
the premium rate may not deviate above or  
below the community rate filed by the car-  
rier by more than 33%.

(3) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State  
between after July 15, 1995 and July 14,  
1996, the premium rate may not deviate  
above or below the community rate filed by  
the carrier by more than 20%.

~~(4) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State~~

~~between July 15, 1996 and July 14, 1997,  
the premium rate may not deviate above or  
below the community rate filed by the car-  
rier by more than 10%.~~

~~(5) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State  
on or after July 15, 1997, the premium rate  
may not deviate from the community rate  
filed by the carrier.~~

**Sec. 2. 24-A MRSA §2808-B, sub-§2, ¶D,**  
as amended by PL 1993, c. 546, §2, is further  
amended to read:

D. A carrier may vary the premium rate due to  
age, smoking status, occupation or industry, and  
geographic area only under the following  
schedule and within the listed percentage bands.

(1) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State  
between July 15, 1993 and July 14, 1994,  
the premium rate may not deviate above or  
below the community rate filed by the car-  
rier by more than 50%.

(2) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State  
between July 15, 1994 and July 14, 1995,  
the premium rate may not deviate above or  
below the community rate filed by the car-  
rier by more than 33%.

(3) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State  
~~between after July 15, 1995 and July 14,~~  
1996, the premium rate may not deviate  
above or below the community rate filed by  
the carrier by more than 20%.

~~(4) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State  
between July 15, 1996 and July 14, 1997,  
the premium rate may not deviate above or  
below the community rate filed by the car-  
rier by more than 10%.~~

~~(5) For all policies, contracts or certificates  
that are executed, delivered, issued for de-  
livery, continued or renewed in this State  
on or after July 15, 1997, the premium rate  
may not deviate from the community rate  
filed by the carrier.~~

**Sec. 3. Report.** The Bureau of Insurance shall report to the joint standing committee of the Legislature having jurisdiction over insurance matters on or before November 1, 1997 on the effects of the rating provisions of the Maine Revised Statutes, Title 24-A, sections 2736-C and 2808-B. The report must focus on the following issues:

1. The effect of the enactment of community rating statutes on the cost of individual and small group health insurance;
2. The effect of the enactment of community rating statutes on access to health insurance coverage through individual and small group plans; and
3. The guaranteed issuance and renewability of health insurance and their impact with and without community rating of individual and small group health insurance premiums.

See title page for effective date.

---



---

## CHAPTER 178

S.P. 140 - L.D. 326

### An Act to Clarify the Tax Records Laws

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

**Sec. 1. 36 MRSA §191, sub-§2, ¶O,** as amended by PL 1991, c. 820, §6, is further amended to read:

O. The disclosure to an authorized representative of the Department of Human Services of the most recent address of a delinquent payor of child support when a written request containing the payor's Social Security number is made by the department; ~~and~~

**Sec. 2. 36 MRSA §191, sub-§2, ¶P,** as enacted by PL 1991, c. 820, §7, is amended to read:

P. The public disclosure by the State Tax Assessor of the name, last known business address and title of the professional license or certificate of any person whose license or certificate of authority to conduct a profession, trade or business in this State has not been renewed, reissued or otherwise extended by order of the assessor pursuant to section 175. This disclosure may be made only after no further administrative or judicial review of the order is available under section 151 or the Maine Administrative Procedure Act; ~~and~~

**Sec. 3. 36 MRSA §191, sub-§2, ¶Q** is enacted to read:

Q. The listing of special fuel suppliers possessing certificates under section 3204.

See title page for effective date.

---



---

## CHAPTER 179

S.P. 283 - L.D. 771

### An Act to Expand Access to Financing for Health and Social Service Agencies

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

**Sec. 1. 22 MRSA §2053, sub-§2-A,** as amended by PL 1993, c. 390, §3, is repealed and the following enacted in its place:

**2-A. Community health or social service facility.** "Community health or social service facility" means a community-based facility that provides medical or medically related diagnostic or therapeutic services, mental health or mental retardation services, substance abuse services or family counseling and domestic abuse intervention services, and is licensed by the State.

**Sec. 2. 22 MRSA §2053, sub-§4-D** is enacted to read:

**4-D. Participating community health or social service facility.** "Participating community health or social service facility" means a community health or social service facility that is exempt from taxation under section 501 of the United States Internal Revenue Code and that, pursuant to this chapter, undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of existing indebtedness as provided in and committed by this chapter.

**Sec. 3. 22 MRSA §2053, sub-§6, ¶A,** as amended by PL 1993, c. 390, §8, is further amended to read:

A. In the case of a participating health care facility or a participating community health or social service facility, the acquisition, construction, improvement, reconstruction or equipping of, or construction of an addition or additions to, a structure designed for use as a health care facility, community health or social service facility, congregate housing facility, laboratory, laundry, nurses or interns residence or other multi-unit housing facility for staff, employees, patients or