

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

FIRST SPECIAL SESSION
November 13, 2002 to November 14, 2002

ONE HUNDRED AND TWENTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 4, 2002 to June 14, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
FEBRUARY 13, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 13, 2003

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

Penmor Lithographers
Lewiston, Maine
2003

as provided in section 702, ~~except as provided in subsection 2.~~

See title page for effective date.

CHAPTER 106

H.P. 317 - L.D. 409

An Act To Allow a Court To Order the Cancellation of a Life Insurance Policy as Part of a Protection from Abuse Proceeding

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

Sec. 1. 19-A MRSA §4007, sub-§1, ¶F-1 is enacted to read:

F-1. Ordering the termination of a life insurance policy or rider under that policy owned by the defendant if the plaintiff is the insured life under the policy or rider. Upon issuance, a copy of the court order must be sent to the insurer that issued the policy;

See title page for effective date.

CHAPTER 107

H.P. 499 - L.D. 682

An Act To Change the Membership of the Plumbers' Examining Board To Include a Local Plumbing Inspector

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

Sec. 1. 32 MRSA §3401, first ¶, as amended by PL 1989, c. 503, Pt. B, §140, is further amended to read:

~~A- The Plumbers' Examining Board, as established by Title 5, section 12004-A, subsection 32, shall consist~~ consists of 5 members, ~~who shall be~~ appointed by the Governor. One of the members ~~shall~~ must be a representative of the public, 2 ~~shall~~ must be master plumbers as defined in section 3301, ~~and 2 shall~~ one must be a journeyman plumber ~~plumber~~ as defined in section 3301, ~~both of whom have~~ who has been engaged in the business of plumbing for at least 2 years ~~and one must be a local plumbing inspector who has been engaged in plumbing inspections for at least 4 years and is employed by a municipality.~~

Sec. 2. Effective date. This Act takes effect June 19, 2005.

Effective June 19, 2005.

CHAPTER 108

H.P. 331 - L.D. 423

An Act To Improve the Process of Credentialling Health Care Providers

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

Sec. 1. 24-A MRSA §4303, sub-§2, as amended by PL 1997, c. 163, §1, is further amended to read:

2. Credentialling. The credentialling of providers by a carrier ~~offering a managed care plan~~ is governed by this subsection.

A. The granting of credentials must be based on objective standards that are available to providers upon application for credentialling. A carrier shall consult with appropriately qualified health care professionals in developing its credentialling standards.

B. All credentialling decisions, including those granting, denying or withdrawing credentials, must be in writing. The provider must be provided with all reasons for the denial of an application for credentialling or the withdrawal of credentials. A withdrawal of credentials must be treated as a provider termination and is subject to the requirements of subsection 3-A.

C. A carrier shall establish and maintain an appeal procedure, including the provider's right to a hearing, for dealing with provider concerns relating to the denial of credentialling for not meeting the objective credentialling standards of the plan and the contractual relationship between the carrier and the provider. The superintendent shall determine whether the process provided by a carrier is fair and reasonable. This procedure must be specified in every contract between a carrier and a provider or between a carrier and a provider network if a carrier does not contract with providers individually.

D. A carrier shall make credentialling decisions, including those granting or denying credentials, within 60 days of receipt of a completed credentialling application from a provider. The time period for granting or denying credentials may be extended upon written notification from the carrier within 60 days following submission of a