

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND THIRTY-FIRST LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 2022 to March 30, 2023**

**FIRST SPECIAL SESSION**  
**April 5, 2023 to July 26, 2023**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NONEMERGENCY LAWS IS**  
**JUNE 29, 2023**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NONEMERGENCY LAWS IS**  
**OCTOBER 25, 2023**

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

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**Augusta, Maine**  
**2023**

any interest in the land to a holder does not create a lot or lots for purposes of this definition if:

(1) The transferred interest, as expressed by conservation easement, binding agreement, declaration of trust or otherwise, is to be permanently held for one or more of the following conservation purposes:

(a) Retaining or protecting the natural, scenic or open space values of the land;

(b) Ensuring the availability of the land for agricultural, forest, recreational or open space use;

(c) Protecting natural resources; or

(d) Maintaining or enhancing air quality or water quality; and

(2) The transferred interest is not subsequently further divided or transferred except to another holder.

As used in this paragraph, "holder" has the same meaning as in Title 33, section 476, subsection 2.

See title page for effective date.

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**CHAPTER 80**

**H.P. 414 - L.D. 637**

**An Act to Promote the Use of Free Annual Wellness Visits by Ensuring Proper Disclosure**

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

**Sec. 1. 22 MRSA §1718-H** is enacted to read:

**§1718-H. Disclosure related to annual wellness visit**

A health care entity, as defined in section 1718-B, subsection 1, paragraph B, at the time of an annual wellness visit by an insured patient, shall disclose to the patient that not all services provided during the course of an annual wellness visit may be covered as preventive services without any out-of-pocket costs to the patient by the patient's health plan, as defined in Title 24-A, section 4301-A, subsection 7, and that, if the patient has questions about the scope of covered services under the patient's health plan, the patient should contact the patient's health insurance carrier.

**Sec. 2. 24-A MRSA §4303, sub-§15**, as enacted by PL 2011, c. 364, §26, is amended to read:

**15. Uniform explanation of coverage documents and standardized definitions.** A carrier offering a health plan in this State shall:

A. Provide to applicants, enrollees and policyholders or certificate holders a summary of benefits and an explanation of coverage that accurately describe the benefits and coverage under the applicable plan or coverage. A summary of benefits and an explanation of coverage must conform with the requirements of the federal Affordable Care Act; ~~and~~

B. Use standard definitions of insurance-related and medical-related terms in connection with health insurance coverage as required by the federal Affordable Care Act; and

C. Provide notice to enrollees and policyholders or certificate holders that preventive services are covered without cost sharing as provided in section 4320-A, subsection 1, but services related to a specific health concern, condition or injury may be separately billed as an office visit and may be subject to cost-sharing requirements as provided in the health plan.

**Sec. 3. Application.** That section of this Act that amends the Maine Revised Statutes, Title 24-A, section 4303, subsection 15 applies to all policies, contracts and certificates executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2024. For purposes of this Act, all policies, contracts and certificates are deemed to be renewed no later than the next yearly anniversary of the contract date.

See title page for effective date.

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**CHAPTER 81**

**H.P. 506 - L.D. 817**

**An Act to Allow the Crew Member of a Holder of an Elver Fishing License to Empty an Elver Fyke Net**

**Emergency preamble.** **Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas**, fishing for or taking elvers within the waters of the State may occur only between March 22nd and June 7th, or until Maine's elver quota, as established by the Atlantic States Marine Fisheries Commission, has been met, whichever is earlier; and

**Whereas**, the elvers taken during the 2022 fishing season were worth nearly \$20,000,000 at the docks; and

**Whereas**, this legislation needs to take effect before the expiration of the 90-day period in order for it to be in effect for the 2023 fishing season; and

**Whereas**, in the judgment of the Legislature, these facts create an emergency within the meaning of