

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON INSURANCE AND
FINANCIAL SERVICES**

July 2009

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STATE OF MAINE

124TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CARRIED OVER.....	Carried over to a subsequent session of the Legislature
CON RES XXX.....	Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....	Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....	House & Senate disagree; bill died
DIED IN CONCURRENCE.....	One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....	Action incomplete when session ended; bill died
EMERGENCY.....	Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE.....	Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE.....	Bill failed to get majority vote
FAILED MANDATE ENACTMENT.....	Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY.....	Ruled out of order by the presiding officers; bill died
INDEF PP.....	Bill Indefinitely Postponed; bill died
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted; bill died
P&S XXX.....	Chapter # of enacted Private & Special Law
PUBLIC XXX.....	Chapter # of enacted Public Law
RESOLVE XXX.....	Chapter # of finally passed Resolve
UNSIGNED.....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 124th Legislature is September 12, 2009. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Insurance and Financial Services

LD 1001 Resolve, To Require the Office of Employee Health and Benefits To Report on Its Demonstration Project To Provide Access to Fitness Programs for State Employees

RESOLVE 78

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PIEH ALFOND	OTP-AM	H-286

This resolve requires the Department of Administrative and Financial Services, Bureau of Human Resources, division of employee health and benefits to contract with a health insurance provider that will offer a health and wellness program for state employees that allows an employee of the State to enroll in a monthly membership with a fitness center of the employee's choice.

Committee Amendment "A" (H-286)

This amendment replaces the resolve and changes the title. The amendment requires the Executive Director of the Office of Employee Health and Benefits within the Department of Administrative and Financial Services to report on the demonstration project to provide access to fitness programs for state employees. The amendment requires the report to provide information on the number of participating state employees, the number and location of participating fitness centers, the types of fitness services used and the number of visits to fitness centers by state employees and the financial impact on the group health plan. The report must be submitted no later than February 1, 2010. The amendment also authorizes the Joint Standing Committee on Insurance and Financial Services to submit legislation concerning the report to the Second Regular Session of the 124th Legislature.

Enacted Law Summary

Resolve 2009, chapter 78 requires the Executive Director of the Office of Employee Health and Benefits within the Department of Administrative and Financial Services to report on the demonstration project to provide access to fitness programs for state employees. The law requires the report to provide information on the number of participating state employees, the number and location of participating fitness centers, the types of fitness services used and the number of visits to fitness centers by state employees and the financial impact on the group health plan. The report must be submitted no later than February 1, 2010. The law also authorizes the Joint Standing Committee on Insurance and Financial Services to submit legislation concerning the report to the Second Regular Session of the 124th Legislature.

LD 1002 Resolve, To Conduct an Updated Study of the Feasibility of Establishing a Single-payor Health Care System in the State and the Impact of Any Federal Health Care Reform

RESOLVE 135

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BEAUDOIN BOWMAN	OTP-AM MAJ ONTP MIN	H-353 S-330 DIAMOND

This resolve requires the Legislative Council to contract for an update to a 2002 study of the feasibility of establishing a single-payor health plan in the State. The update is contingent on the successful securing of outside funding by August 1, 2009. The updated study must be submitted to the Second Regular Session of the 124th Legislature during which the Joint Standing Committee on Insurance and Financial Services may submit

Joint Standing Committee on Insurance and Financial Services

legislation based on the updated study.

Committee Amendment "A" (H-353)

This amendment adds a requirement that the updated study include a preliminary analysis of the impact of any federal health care reform legislation on state legislation to establish a single-payor health care system or other mechanism for universal health care. The amendment also changes the dates contained in the resolve for securing commitments for outside funding from August 1, 2009 to October 1, 2009 and for submitting the report from December 2, 2009 to January 15, 2010. The amendment also adds an appropriations and allocations section.

Senate Amendment "A" To Committee Amendment "A" (S-330)

This amendment strikes the General Fund appropriation from Committee Amendment "A".

Enacted Law Summary

Resolve 2009, chapter 135 requires the Legislative Council to contract for an update to a 2002 study of the feasibility of establishing a single-payor health plan in the State. The updated study must include a preliminary analysis of the impact of any federal health care reform legislation on state legislation to establish a single-payor health care system or other mechanism for universal health care. The update is contingent on the successful securing of outside funding by October 1, 2009. The updated study must be submitted by January 15, 2010 to the Second Regular Session of the 124th Legislature during which the Joint Standing Committee on Insurance and Financial Services may submit legislation based on the updated study.

LD 1003 Resolve, Directing the Office of Program Evaluation and Government Accountability To Perform a Performance Evaluation and Cost-benefit Analysis of the Dirigo Health Program

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LEWIN NASS R	ONTP	

This resolve directs the Office of Program Evaluation and Government Accountability to conduct a performance evaluation and cost-benefit analysis of the Dirigo Health Program from its inception to the present, including studying all legislation, policies, rulemaking, expenses, estimates of the cost of covering the uninsured and of privatizing the program, costs of insurance providers from out of the State, interactions of policyholders with providers and copayments. This resolve requires a report to be submitted to the Joint Standing Committee on Health and Human Services by December 2, 2009.

LD 1004 An Act Relating to Self-insurance

PUBLIC 232

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RICHARDSON W BOWMAN	OTP-AM	H-287

This bill amends the laws relating to workers' compensation group self-insurance reinsurance accounts to clarify that individual self-insurers authorized under Maine law and group self-insurers authorized under the laws of other states may participate in the account.