

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
129<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON HEALTH COVERAGE,  
INSURANCE AND FINANCIAL SERVICES**

August 2019

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# STATE OF MAINE

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## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 129<sup>th</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

*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; legislation died  
*DIED BETWEEN HOUSES*..... House & Senate disagreed; legislation died  
*DIED IN CONCURRENCE*..... defeated in each house, but on different motions; legislation died  
*DIED ON ADJOURNMENT*..... action incomplete when session ended; legislation died  
*EMERGENCY*..... enacted law takes effect sooner than 90 days after session adjournment  
*FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE*..... emergency failed to receive required 2/3 vote  
*FAILED, ENACTMENT or FINAL PASSAGE*..... failed to receive final majority vote  
*FAILED, MANDATE ENACTMENT*..... legislation proposing local mandate failed required 2/3 vote  
*HELD BY GOVERNOR*..... Governor has not signed; final disposition to be determined at subsequent session  
*LEAVE TO WITHDRAW*..... sponsor's request to withdraw legislation granted  
*NOT PROPERLY BEFORE THE BODY*..... ruled out of order by the presiding officer; legislation died  
*INDEF PP*..... indefinitely postponed; legislation died  
*ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X*... ought-not-to-pass report accepted; legislation died  
*P&S XXX*..... chapter # of enacted private & special law  
*PUBLIC XXX*..... chapter # of enacted public law  
*RESOLVE XXX*..... chapter # of finally passed resolve  
*VETO SUSTAINED*..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 129<sup>th</sup> Legislature is Thursday, September 19, 2019. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

# Joint Standing Committee on Health Coverage, Insurance and Financial Services

## Senate Amendment "A" To Committee Amendment "A" (S-275)

The amendment adds an appropriations and allocations section. This amendment also makes technical corrections.

### Enacted Law Summary

Public Law 2019, chapter 274 requires the Department of Health and Human Services to provide coverage to a MaineCare member for abortion services. The law provides that abortion services that are not approved Medicaid services must be funded by the State. The bill also directs the Department of Health and Human Services to adopt rules no later than March 1, 2020 and authorizes the department to adopt rules using the emergency rule-making provisions of the Maine Administrative Procedure Act.

Public Law 2019, chapter 274 also requires that health insurance carriers that provide coverage for maternity services also provide coverage for abortion services. The law applies this requirement to all health insurance policies and contracts issued or renewed on or after January 1, 2020, except for those religious employers granted an exclusion of coverage. The law authorizes the Superintendent of Insurance to grant an exemption from the requirements if enforcement of the requirements would adversely affect the allocation of federal funds to the State.

## LD 842 An Act Relating to Insurance Companies and Totaled Motor Vehicles

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINGS B GRATWICK G	ONTP	

This bill requires motor vehicle insurance policies to allow an insured to maintain possession of an insured motor vehicle determined a total loss by the insurer if the insured provides a credible estimate from a motor vehicle mechanic or repair facility detailing repairs that, if performed, would conform the motor vehicle to state motor vehicle inspection standards. This bill allows an insurer to deduct from a settlement paid for damage to a totaled vehicle an amount equal to the motor vehicle's salvage value if the insured elects to maintain possession of the motor vehicle.

## LD 849 An Act To Allow Chiropractic Internships

PUBLIC 187

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DOORE D LAWRENCE M	OTP-AM	H-262

This bill establishes a new temporary license for chiropractic interns. The bill describes the supervision and credentialing requirements for licensure and the process by which an applicant may gain licensure. The bill provides the Board of Chiropractic Licensure with rule-making authority.

### Committee Amendment "A" (H-262)

This amendment does the following.

1. It makes clear that the fee for a temporary license must be established in accordance with existing law.
2. It clarifies that an applicant for a temporary license must provide documentation of professional liability insurance.

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3. It removes the requirement for an applicant to demonstrate good moral character as that requirement is not required for applicants for other licenses issued by the board.
4. It removes the language authorizing the board to adopt rules related to exceptions to licensure.
5. It clarifies that, if there is a change in the supervision of a chiropractic intern, the intern must immediately cease to practice and must notify the board within 10 days.
6. It specifies that a chiropractic intern may not provide services without the written informed consent of the individual receiving chiropractic services.
7. It removes the requirement that an intern display the intern's license to be consistent with the requirements for other license categories.

**Enacted Law Summary**

Public Law 2019, chapter 187 establishes a new temporary license for chiropractic interns. The law states that a chiropractic intern may not provide services except under the supervision of a chiropractic doctor and with the informed written consent of the individual receiving chiropractic services. The law also sets forth the credentialing requirements for licensure and the process by which an applicant may gain licensure.

**LD 884      An Act To Repeal the Board of Licensing of Dietetic Practice      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAMPSON H	ONTP	

This bill repeals the law regulating dieticians and the practice of dietetics.

**LD 899      An Act To Increase Access to Health Care by Attracting Qualified Physicians to Maine      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COREY P MOORE M	ONTP	

This bill amends the law regarding the temporary licensure of physicians to require the temporary licensure of a physician within 60 days of application for a temporary license when the Board of Licensure in Medicine determines temporary licensure of the physician is necessary to provide relief for a local or national emergency or for a situation in which the number of physicians is insufficient to supply adequate medical services or for the purpose of permitting the physician to serve as locum tenens for another physician. It reduces the fee for the temporary license from \$400 to \$100.