

MAINE STATE LEGISLATURE

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STATE OF MAINE
131ST LEGISLATURE
SECOND REGULAR SESSION



Disposition of bills and summaries of all laws enacted or finally passed

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

June 2024

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STATE OF MAINE

131ST LEGISLATURE
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LEGISLATIVE DIGEST OF BILLS AND SUMMARIES OF ENACTED LAWS

This *Legislative Digest of Bills and Summaries of Enacted Laws* provides the disposition of all LDs and summaries of all laws enacted or finally passed during the Second Regular Session of the 131st Maine Legislature. Please note that all LDs and proposed amendments may be found through the Legislature's webpage, and each includes a summary of what the bill or amendment proposed.

The *Legislative Digest of Bills and Summaries of Enacted Laws* is arranged alphabetically by committee. Within each committee section is a subject index of all LDs considered by that committee as well as a digest of the LDs, arranged by LD number. Also included are enacted law summaries of the LDs enacted or finally passed. Brief analyst notes on certain LDs are also included: a committee digest will indicate if additional notes are provided for an LD. These notes add information staff found useful and may provide useful information to users of this *Digest*; please note that most LDs do not have a note and lack of a note should not be interpreted as having any significance. A separate section of the *Digest* provides a digest of the relatively few LDs that were not referred to a committee or reported from a committee as a committee bill; enacted law summaries of the LDs enacted or finally passed are provided. Finally, an appendix provides a summary of relevant session statistics.

The final disposition of each LD is noted in the relevant summary digest and index. 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 Second Regular Session of the 131st Legislature is Friday, August 9, 2024. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

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LD 2112 An Act to Replace the Money Transmitters Act

ENACTED LAW SUMMARY

Public Law 2023, chapter 662 repeals the Money Transmitters Act and replaces it with a model act developed by the Conference of State Bank Supervisors and state regulators of businesses that engage in money transmission. The law uses national standardized definitions and terms and uses national standardized licensing requirements.

LD 2114 Resolve, Directing the Superintendent of Insurance to Collect Data from Health Insurers Related to Prescription Drug Coverage of Generic Drugs and Biosimilars

ENACTED LAW SUMMARY

Resolve 2023, chapter 177 directs the Superintendent of Insurance to request data from health insurance carriers related to each carrier's placement of generic drugs and biosimilars on the carrier's prescription drug formulary, including whether a generic drug or biosimilar is available on the carrier's formulary with a lower out-of-pocket cost to an enrollee than the brand drug to which the generic drug or biosimilar is equivalent and whether the carrier imposes any limitation on coverage of a generic drug or biosimilar or imposes a restriction on a pharmacy that makes it more difficult for an enrollee to obtain coverage of or access to a generic drug or biosimilar than the brand drug to which the generic drug or biosimilar is equivalent. The law requires the Superintendent of Insurance to report to the joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters on the data submitted by the carriers as requested, together with any findings or recommendations of the superintendent, no later than February 15, 2025. The joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters may report out a bill to the 132nd Legislature in 2025 based on the report.

LD 2115 An Act to Prohibit Unfair Practices Related to the Collection of Medical Debt

ENACTED LAW SUMMARY

Public Law 2023, chapter 663 makes the following changes to the laws related to the collection of medical debt.

1. It prohibits debt collectors from charging any interest on debt or fees in connection with the collection of debt that the debt collector knows is medical debt.
2. It prohibits debt collectors from pursuing litigation to compel payment of medical debt without providing proof that the consumer was sent a written notice indicating that litigation may not be pursued when the debt collector or collection agency knows the consumer's household income is not more than 300% of the federal poverty guidelines, as defined by the federal Office of Management and Budget and revised annually, and the debt collector or collection

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agency provided the consumer with at least 30 days to provide evidence that the consumer's household income is not more than 300% of the federal poverty guidelines.

3. It prohibits debt collectors from obtaining information about a consumer in relation to an attempt to collect medical debt or making false, deceptive or misleading representations when attempting to collect debt that the debt collector or collection agency knows is medical debt, including by implying that interest will accumulate on the debt principal, that a fee will be charged in connection with the debt or that the debt collector will pursue litigation to compel payment of the debt.

LD 2126 An Act Relating to Delegation of Nursing Activities and Tasks to Unlicensed Assistive Personnel by Registered Professional Nurses

ENACTED LAW SUMMARY

Public Law 2023, chapter 592 authorizes the delegation of specific nursing activities and tasks by a nurse to unlicensed assistive personnel, but preserves the authority of a nurse, in the exercise of the nurse's professional judgment, to refuse to delegate specific nursing activities and tasks in any care setting. The law specifies that the authorization to delegate may not be construed to require a nurse to delegate, or permit a person to coerce a nurse into delegating, specific nursing activities and tasks against the nurse's professional judgment. The law also defines "unlicensed assistive personnel" and requires the State Board of Nursing to adopt major substantive rules concerning delegation.

LD 2137 An Act to Join the Dentist and Dental Hygienist Compact

ENACTED LAW SUMMARY

Public Law 2023, chapter 664 enacts the Dentist and Dental Hygienist Compact to facilitate the interstate practice of dentistry and dental hygiene by improving public access to dentistry and dental hygiene services provided by dentists and dental hygienists practicing in participating states in which they are not licensed. The compact preserves the regulatory authority of a state to protect public health and safety through that state's current system of state licensure and promote mobility and address workforce shortages by eliminating the necessity for licenses in multiple states by providing for the mutual recognition of other member state licenses.

LD 2140 An Act to Enact the Interstate Social Work Licensure Compact

ENACTED LAW SUMMARY

Public Law 2023, chapter 674 enacts the Social Work Licensure Compact to facilitate the interstate practice of regulated social workers by improving public access to competent social work services. The compact preserves the regulatory authority of a state to protect public health and safety