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**INSURANCE AND FINANCIAL SERVICES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
127TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 675, L.D. 978, Bill, “An Act To Promote Patient Choice and Access to Health Care”

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

**Sec. 1. 24-A MRSA §2748, sub-§5** is enacted to read:

**5. Reimbursement; discrimination.** An insurer subject to this section may not refuse to reimburse a chiropractic provider who participates in the insurer's provider network for providing a health care service or procedure covered by the insurer as long as the chiropractic provider is acting within the lawful scope of that provider's license in the delivery of the covered service or procedure. Consistent with reasonable medical management techniques specified under the insurer's contract with respect to the method, treatment or setting for a covered service or procedure, the insurer may not discriminate based on the chiropractic provider's license. This subsection does not require an insurer to accept all chiropractic providers into a network or govern the amount of the reimbursement paid to a chiropractic provider.

**Sec. 2. 24-A MRSA §2840-A, sub-§5** is enacted to read:

**5. Reimbursement; discrimination.** An insurer subject to this section may not refuse to reimburse a chiropractic provider who participates in the insurer's provider network for providing a health care service or procedure covered by the insurer as long as the chiropractic provider is acting within the lawful scope of that provider's license in the delivery of the covered service or procedure. Consistent with reasonable medical management techniques specified under the insurer's contract with respect to the method, treatment or setting for a covered service or procedure, the insurer may not discriminate based on the chiropractic provider's license. This subsection does not require an insurer to accept all chiropractic providers into a network or govern the amount of the reimbursement paid to a chiropractic provider.

**Sec. 3. 24-A MRSA §4236, sub-§2**, as enacted by PL 1993, c. 669, §6, is amended to read:

**COMMITTEE AMENDMENT**

1           **2. Benefits; discrimination.** The health maintenance organization shall provide  
2 benefits covering care by chiropractic providers at least equal to and consistent with the  
3 benefits paid to other health care providers treating similar neuro-musculoskeletal  
4 conditions. A health maintenance organization may not refuse to reimburse a  
5 chiropractic provider who participates in the health maintenance organization's provider  
6 network for providing a health care service or procedure covered by the health  
7 maintenance organization as long as the chiropractic provider is acting within the lawful  
8 scope of that provider's license in the delivery of the covered service or procedure.  
9 Consistent with reasonable medical management techniques specified under the health  
10 maintenance organization's contract with respect to the method, treatment or setting for a  
11 covered service or procedure, the health maintenance organization may not discriminate  
12 based on the chiropractic provider's license. This subsection does not require a health  
13 maintenance organization to accept all chiropractic providers into a network or govern the  
14 reimbursement paid to a chiropractic provider.

15           **Sec. 4. Application.** The requirements of this Act apply to all policies, contracts  
16 and certificates executed, delivered, issued for delivery, continued or renewed in this  
17 State on or after January 1, 2016. For purposes of this Act, all contracts are deemed to be  
18 renewed no later than the next yearly anniversary of the contract date.'

#### SUMMARY

19           This amendment replaces the bill. The amendment prohibits health insurance carriers  
20 offering individual and group health plans from refusing to reimburse for services  
21 provided by a chiropractor acting within the scope of the chiropractor's license if the  
22 services are covered by the carrier and the chiropractor participates in the carrier's  
23 provider network. The amendment applies to all policies and contracts issued or renewed  
24 on or after January 1, 2016.  
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