



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 648

S.P. 239

In Senate, February 26, 2013

**An Act To Make Records of External Review Proceedings Overseen
by the Bureau of Insurance Confidential**

Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

Reference to the Committee on Insurance and Financial Services suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator GRATWICK of Penobscot.
Cosponsored by Representative TREAT of Hallowell.

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

2 **Sec. 1. 24-A MRSA §4312, sub-§7-A** is enacted to read:

3 **7-A. Confidentiality.** All records of the bureau or an independent review
4 organization relating to an external review request or external review proceeding are
5 confidential, except that a party to an external review may obtain from the independent
6 review organization a transcript or recording of the external review hearing and a copy of
7 any evidence introduced by the opposing party. The reasonable expense, if any, of the
8 independent review organization contracted by the bureau under subsection 4 in
9 producing the requested documents is the responsibility of the requesting party.

10 **SUMMARY**

11 This bill protects the confidentiality of records of external review proceedings
12 arranged by the Department of Professional and Financial Regulation, Bureau of
13 Insurance concerning an insurance carrier's adverse health care treatment decision.