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Date: (Filing No. H-)

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
125TH LEGISLATURE
FIRST REGULAR SESSION**

HOUSE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 979, L.D. 1333, Bill, “An Act To Modify Rating Practices for Individual and Small Group Health Plans and To Encourage Value-based Purchasing of Health Care Services”

Amend the amendment in Part A in section 1 by striking out all of paragraph C (page 1, lines 17 to 21 in amendment) and inserting the following:

~~'C. A carrier may vary the premium rate due to smoking status and family membership. The superintendent may adopt rules setting forth appropriate methodologies regarding rate discounts based on smoking status. Rules adopted pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter H-A.'~~

Amend the amendment in Part A by inserting after section 1 the following:

'Sec. A-2. 24-A MRSA §2736-C, sub-§2, ¶C-1 is enacted to read:

C-1. A carrier may vary the premium rate due to geographic area in accordance with the limitation set out in this paragraph. For all policies, contracts or certificates that are executed, delivered, issued for delivery, continued or renewed in this State on or after July 1, 2012, the rating factor used by a carrier for geographic area may not exceed 1.5.'

Amend the amendment in Part A in section 2 in paragraph D in subparagraph (6) in the 4th line (page 2, line 37 in amendment) by inserting after the following: "1" the following: 'to the extent permitted by the federal Affordable Care Act'

Amend the amendment in Part A in section 2 in paragraph D in subparagraph (7) in the 4th line (page 2, line 42 in amendment) by inserting after the following: "1" the following: 'to the extent permitted by the federal Affordable Care Act'

Amend the amendment in Part A in section 4 in paragraph I in the 6th line (page 3, line 13 in amendment) by inserting after the following: "paragraph" the following: 'and paragraphs C and C-1'

Amend the amendment in Part A in section 4 in paragraph I in subparagraph (4) in the 4th line (page 3, line 32 in amendment) by inserting after the following: "1" the following: 'to the extent permitted by the federal Affordable Care Act'

HOUSE AMENDMENT

1 Amend the amendment in Part A in section 4 in paragraph I in subparagraph (5) in
2 the 4th line (page 3, line 37 in amendment) by inserting after the following: "1" the
3 following: 'to the extent permitted by the federal Affordable Care Act'

4 Amend the amendment in Part A in section 5 by striking out all of paragraph C (page
5 4, lines 16 to 22 in amendment) and inserting the following:

6 'C. A carrier may vary the premium rate due to occupation and industry, family
7 membership, ~~smoking status~~, participation in wellness programs and group size. The
8 superintendent may adopt rules setting forth appropriate methodologies regarding rate
9 discounts for participation in wellness programs and rating for occupation and
10 industry and group size pursuant to this paragraph. Rules adopted pursuant to this
11 paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter
12 ~~H-A~~ 2-A.'

13 Amend the amendment in Part A by inserting after section 5 the following:

14 '**Sec. A-6. 24-A MRSA §2808-B, sub-§2, ¶C-1** is enacted to read:

15 C-1. A carrier may vary the premium rate due to geographic area in accordance with
16 the limitation set out in this paragraph. For all policies, contracts or certificates that
17 are executed, delivered, issued for delivery, continued or renewed in this State on or
18 after October 1, 2011, the rating factor used by a carrier for geographic area may not
19 exceed 1.5.'

20 Amend the amendment in Part A in section 6 in paragraph D in subparagraph (7) in
21 the 4th line (page 5, line 16 in amendment) by inserting after the following: "1" the
22 following: 'to the extent permitted by the federal Affordable Care Act'

23 Amend the amendment in Part A in section 6 in paragraph D in subparagraph (8) in
24 the 4th line (page 5, line 21 in amendment) by inserting after the following: "1" the
25 following: 'to the extent permitted by the federal Affordable Care Act'

26 Amend the amendment in Part A in section 8 in paragraph H in the 6th line (page 5,
27 line 35 in amendment) by inserting after the following: "paragraph" the following: 'and
28 paragraphs C and C-1'

29 Amend the amendment in Part A in section 8 in paragraph H in subparagraph (4) in
30 the 4th line (page 6, line 12 in amendment) by inserting after the following: "1" the
31 following: 'to the extent permitted by the federal Affordable Care Act'

32 Amend the amendment in Part A in section 8 in paragraph H in subparagraph (5) in
33 the 4th line (page 6, line 17 in amendment) by inserting after the following: "1" the
34 following: 'to the extent permitted by the federal Affordable Care Act'

35 Amend the amendment in Part B in section 6 in subsection 3 by striking out all of
36 paragraph F (page 8, lines 15 to 17 in amendment)

37 Amend the amendment in Part C in section 4 in §405-B in subsection 1 in the first
38 line (page 19, line 1 in amendment) by striking out the following: "subsidiary" and
39 inserting the following: 'corporate affiliate'

1 Amend the amendment in Part C in section 4 in §405-B in subsection 3 in the 4th line
2 (page 19, line 13 in amendment) by striking out the following: "subsidiary" and inserting
3 the following: 'corporate affiliate'

4 Amend the amendment in Part D by striking out all of section 5.

5 Amend the amendment in Part F by striking out all of sections 5, 7 and 8.

6 Amend the amendment by relettering or renumbering any nonconsecutive Part letter
7 or section number to read consecutively.

8 **SUMMARY**

9 The amendment incorporates the substance of Senate Amendment "H" to Committee
10 Amendment "A" (S-96), except that this amendment retains current law pertaining to
11 geographic access standards.

12 **SPONSORED BY:** _____

13 **(Representative MARTIN, J.)**

14 **TOWN: Eagle Lake**