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Date: (Filing No. H-)

HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
131ST LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 393, L.D. 616, “An Act to Protect Health Care Professionals Providing Reproductive Health Care Services”

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

'Sec. 1. 24-A MRSA §2159-F is enacted to read:

§2159-F. Discrimination based solely on provision of reproductive health care services in medical malpractice insurance

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Adverse action" means revocation, suspension or other disciplinary action against a health care professional's license.

B. "Health care professional who provides reproductive health care services" means a health care professional who provides, authorizes, recommends, aids, assists, refers for or otherwise participates in an abortion or any other reproductive health care services provided for the purpose of an abortion performed on an individual.

2. Discrimination prohibited. An insurer that provides medical malpractice insurance in this State may not refuse to issue or renew coverage, cancel or restrict coverage or require the payment of additional charges by a health care professional who provides reproductive health care services on the sole basis that the health care professional is acting in violation of another state's law or is subject to an adverse action against the health care professional's license in another state for a violation of that state's law.

3. Action based on adverse action in another state prohibited. An insurer that provides medical malpractice insurance in this State may not refuse to issue or renew coverage, cancel or restrict coverage or require the payment of additional charges by a health care professional who provides reproductive health care services as a result of an adverse action against the health care professional's license in another state if the adverse

1 action is solely based on a violation of the other state's law that prohibits abortion and any
2 related reproductive health care services in that state or for a resident of that state.'

3 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
4 number to read consecutively.

5 **SUMMARY**

6 This amendment is the majority report of the committee and replaces the bill. The
7 amendment reallocates the provision in the bill to the chapter in the Maine Revised Statutes,
8 Title 24-A that relates to trade practices and frauds and makes other clarifying changes.
9 The amendment prohibits an insurer that provides medical malpractice insurance in this
10 State from discriminating or taking any adverse action against a health care professional
11 who provides abortion or other reproductive health care services on the sole basis that the
12 health care professional is acting in violation of another state's law or is subject to an
13 adverse action against the health care professional's license in another state.