

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-FIVE

H.P. 413 - L.D. 645

**An Act to Change the Size and Composition of the Board of Directors of the
Maine Health Data Organization**

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

Sec. 1. 22 MRSA §8703, sub-§2, as amended by PL 2009, c. 71, §6, is further amended to read:

2. Board of directors. The organization operates under the supervision of a board of directors, which consists of ~~20~~ 12 voting members and one nonvoting member.

A. The Governor shall appoint ~~18~~ 11 board members in accordance with the following requirements. Appointments by the Governor are not subject to review or confirmation.

(1) ~~Four~~ Two members must represent consumers chosen from a list provided by a statewide organization representing consumers. For the purposes of this section, "consumer" means a person who is not affiliated with or employed by a 3rd-party payor, a provider or an association representing those providers or those 3rd-party payors.

(2) ~~Three~~ Two members must represent employers. One member must be chosen from a list provided by a ~~health-management~~ statewide purchasing coalition in this State. One member must be chosen from a list provided by a statewide chamber of commerce.

(3) Two members must represent 3rd-party payors chosen from a list provided by a statewide organization representing 3rd-party payors.

(4) ~~Nine~~ Four members must represent health care providers. ~~Two~~ One health care provider members member must represent hospitals and health systems that include hospitals chosen from a list provided by ~~the Maine Hospital Association a statewide association representing hospitals and health systems that include hospitals~~. Two health care provider members must be physicians or representatives of physicians, one may not be affiliated with a hospital or a health system that includes a hospital and must be chosen from a list provided by the Maine Medical Association and one chosen from a list provided by the Maine

~~Osteopathic Association a statewide association that represents health care providers. One health care provider member must be a pharmacist chosen from a list provided by a statewide association of pharmacists. One provider member must be a doctor of chiropractic chosen from a list provided by a statewide chiropractic association. One provider member must be a representative, chosen from a list provided by the Maine Primary Care Association, of a federally qualified health center. One provider member must be a pharmacist chosen from a list provided by the Maine Pharmacy Association. One provider member must be a mental health provider chosen from a list provided by the Maine Association of Mental Health Services. One provider member must represent a home health care company.~~

(5) One member must represent the pharmaceutical industry, including pharmaceutical manufacturers, wholesale distributors and pharmacy benefits managers, chosen from a list provided by a statewide association representing life sciences companies.

~~B. The commissioner shall appoint one member who is an employee of the department to represent the State's interest in maintaining health data and to ensure that information collected is available for determining public health policy. Director of the Office of MaineCare Services or the director's designee shall serve as a member of the board.~~

~~D. The Executive Director of Dirigo Health, or a designee of the executive director who is an employee of Dirigo Health, shall serve as a voting member.~~

~~E. The Commissioner of Professional and Financial Regulation, or the commissioner's designee who is an employee of the Department of Professional and Financial Regulation, shall serve in a nonvoting, consultative capacity.~~

F. The executive director of the organization shall serve as a nonvoting member of the board.

Sec. 2. 22 MRSA §8703, sub-§3, ¶A, as amended by PL 2005, c. 253, §4, is further amended to read:

A. The terms of board members appointed by the Governor are determined as follows.

~~(1) Initial terms are staggered. One consumer, one employer, one 3rd-party payor and 3 providers shall serve one-year terms. Two consumers, one employer, one 3rd-party payor and 3 providers shall serve 2-year terms.~~

~~(2) After the initial terms, members~~ Members appointed by the Governor shall serve ~~full~~ 3-year terms and shall continue to serve until their successors have been appointed.

~~(3) Board members may serve 3 full terms consecutively.~~