



130th MAINE LEGISLATURE

FIRST SPECIAL SESSION-2021

Legislative Document

No. 1648

S.P. 534

In Senate, May 5, 2021

**An Act To Ensure Reasonable Access to Laboratory Testing and
Imaging Services for State Employee Health Care Plan Participants**

Received by the Secretary of the Senate on May 3, 2021. Referred to the Committee on Health Coverage, Insurance and Financial Services pursuant to Joint Rule 308.2 and ordered printed.

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

DAREK M. GRANT
Secretary of the Senate

Presented by President JACKSON of Aroostook.

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

2 **Sec. 1. 5 MRSA §286-C** is enacted to read:

3 **§286-C. Access to participating providers of laboratory testing and imaging services**

4 **1. Adequate access to laboratories and imaging facilities.** The Department of
5 Administrative and Financial Services shall, in coordination with any health benefit carrier
6 administering the state employee health insurance program pursuant to this subchapter,
7 ensure that state employees or retirees participating in the program have access to
8 laboratory testing and imaging services, including magnetic resonance imaging,
9 computerized tomography, mammography and radiology, from a participating provider
10 within 100 miles of the participating state employee's or retiree's residential address or that
11 a participating state employee or retiree without a participating provider of laboratory
12 testing or imaging services located within that range may obtain laboratory testing or
13 imaging services at no greater cost to the participating state employee or retiree than if the
14 testing or services were obtained from a participating provider.

15 **2. Participating provider information; notice of error.** Upon request from a
16 participating state employee or retiree, the Department of Administrative and Financial
17 Services shall provide the location and contact information of the participating provider of
18 laboratory testing or imaging services nearest the residential address of the participating
19 state employee or retiree. If the department discovers an error in the information provided
20 to a participating state employee or retiree under this subsection, the department shall,
21 within 30 days of the discovery of the error, notify the participating state employee or
22 retiree of the error and provide corrected information to the participating state employee or
23 retiree.

24 **3. Rulemaking.** The Department of Administrative and Financial Services may adopt
25 rules for the implementation of this section. Rules adopted under this subsection are routine
26 technical rules as defined in chapter 375, subchapter 2-A.

27 **SUMMARY**

28 This bill requires the Department of Administrative and Financial Services to
29 coordinate with health benefit carriers administering the state employee health insurance
30 program to ensure that state employees and retirees participating in the state employee
31 health insurance program have access to participating providers of laboratory testing and
32 imaging services within 100 miles of their residential address or can obtain laboratory
33 testing and imaging services from out-of-network providers at no additional cost to
34 themselves. The bill requires the department to provide information on participating
35 providers of laboratory testing and imaging services to participating state employees and
36 retirees and to notify a participant of any error in the information it provides within 30 days
37 of the discovery of the error. The bill permits the department to adopt routine technical
38 rules to implement the requirements of this legislation.