

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

An Act To Amend the Maine Guaranteed Access Reinsurance Association Act

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

Sec. 1. 24-A MRSA §3953, sub-§1, as amended by PL 2015, c. 404, §1, is further amended to read:

1. Guaranteed access reinsurance mechanism established. The Maine Guaranteed Access Reinsurance Association is established as a nonprofit legal entity. As a condition of doing business in the State, an insurer that has issued or administered medical insurance within the previous 12 months or is actively marketing a medical insurance policy or medical insurance administrative services in this State must participate in the association. The Dirigo Health Program established in chapter 87 and any other state-sponsored health benefit program shall also participate in the association. Except as provided in section 3962, operations of the association are suspended and the association may not collect assessments as provided in section 3957, provide reinsurance for member insurers under section 3958 or provide reimbursement for member insurers under section 3961 as of the date on which a transitional reinsurance program established under the authority of Section 1341 of the federal Affordable Care Act commences operations in this State until December 31, ~~2017~~2019.

Sec. 2. Review of the Maine Guaranteed Access Reinsurance Association. The Superintendent of Insurance shall review the Maine Guaranteed Access Reinsurance Association as established by the Maine Revised Statutes, Title 24-A, chapter 54-A; the condition of Maine's health insurance market, including the individual, small group and large group markets; and any changes to the federal Patient Protection and Affordable Care Act and federal regulations adopted pursuant to that Act. Before February 15, 2019, the superintendent shall make a recommendation to the joint standing committee of the Legislature having jurisdiction over insurance and financial services matters as to whether the Maine Guaranteed Access Reinsurance Association should resume operations following its suspension pursuant to Title 24-A, section 3953, subsection 1 pursuant to a revised plan of operation or should terminate its operations and dissolve and whether any changes should be made to the statutes governing the association in connection with its continued operation or dissolution. The joint standing committee of the Legislature having jurisdiction over insurance and financial services matters may submit a bill relating to the Maine Guaranteed Access Reinsurance Association to the First Regular Session of the 129th Legislature.

SUMMARY

This bill extends the suspension of the operations of the Maine Guaranteed Access Reinsurance Association for 2 years, until December 31, 2019. The bill also directs the Superintendent of Insurance to make a recommendation before February 15, 2019 to the joint standing committee of the Legislature having jurisdiction over insurance and financial services matters relating to the continued operation or dissolution of the association.