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Legislative Document

No. 1434

H.P. 1044

House of Representatives, March 28, 2019

**An Act To Allow Certified Registered Nurse Anesthetists To Bill for
Their Services**

Reference to the Committee on Health Coverage, Insurance and Financial Services
suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative PERRY of Calais.
Cosponsored by Senator MOORE of Washington and
Representative: MEYER of Eliot.

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

2 **Sec. 1. 24 MRSA §2332-K**, as amended by PL 2003, c. 517, Pt. B, §8, is further
3 amended to read:

4 **§2332-K. Coverage for services of certified nurse practitioners; certified nurse**
5 **midwives; certified registered nurse anesthetists**

6 **1. Required coverage for services upon referral of primary care provider.** A
7 nonprofit hospital or a medical service organization that issues individual and group
8 health care contracts shall provide coverage under those contracts for services performed
9 by a certified nurse practitioner or certified nurse midwife or certified registered nurse
10 anesthetist to a patient who is referred to the certified nurse practitioner or
11 certified nurse midwife or certified registered nurse anesthetist by a primary care provider when those
12 services are within the lawful scope of practice of the certified nurse practitioner or
13 certified nurse midwife or certified registered nurse anesthetist.

14 **2. Required coverage for self-referred services.** With respect to individual and
15 group health care contracts that do not require the selection of a primary care provider, a
16 nonprofit hospital or medical service organization shall provide coverage under those
17 contracts for services performed by a certified nurse practitioner or certified nurse
18 midwife or certified registered nurse anesthetist when those services are covered services
19 and when they are within the lawful scope of practice of the certified nurse practitioner
20 or certified nurse midwife or certified registered nurse anesthetist.

21 **3. Limits; coinsurance; deductibles.** Any contract that provides coverage for
22 services under this section may contain provisions for maximum benefits and coinsurance
23 and reasonable limitations, deductibles and exclusions to the extent that these provisions
24 are not inconsistent with the requirements of this section.

25 **4. Application.** The requirements of this section apply to all policies, contracts and
26 certificates executed, delivered, issued for delivery, continued or renewed in this State.
27 For purposes of this section, all contracts are deemed to be renewed no later than the next
28 yearly anniversary of the contract date.

29 **Sec. 2. 24-A MRSA §2757**, as reallocated by RR 1999, c. 1, §32, is amended to
30 read:

31 **§2757. Coverage for services of certified nurse practitioners; certified nurse**
32 **midwives; certified registered nurse anesthetists**

33 **1. Required coverage for services upon referral of primary care provider.** An
34 insurer that issues individual health insurance policies and contracts shall provide
35 coverage under those contracts for services performed by a certified nurse practitioner or
36 certified nurse midwife or certified registered nurse anesthetist to a patient who is
37 referred to the certified nurse practitioner or certified nurse midwife or certified
38 registered nurse anesthetist by a primary care provider when those services are within the
39 lawful scope of practice of the certified nurse practitioner or certified nurse midwife or
40 certified registered nurse anesthetist.

1 **2. Required coverage for self-referred services.** With respect to individual health
2 insurance policies and contracts that do not require the selection of a primary care
3 provider, an insurer shall provide coverage under those contracts for services performed
4 by a certified nurse practitioner ~~or~~, certified nurse midwife or certified registered nurse
5 anesthetist when those services are covered services and when they are within the lawful
6 scope of practice of the certified nurse practitioner ~~or~~, certified nurse midwife or certified
7 registered nurse anesthetist.

8 **3. Limits; coinsurance; deductibles.** Any contract that provides coverage for
9 services under this section may contain provisions for maximum benefits and coinsurance
10 and reasonable limitations, deductibles and exclusions to the extent that these provisions
11 are not inconsistent with the requirements of this section.

12 **Sec. 3. 24-A MRSA §2847-H**, as amended by PL 2003, c. 517, Pt. B, §19, is
13 further amended to read:

14 **§2847-H. Coverage for services of certified nurse practitioners; certified nurse**
15 **midwives; certified registered nurse anesthetists**

16 **1. Required coverage for services upon referral of primary care provider.** An
17 insurer that issues group health insurance policies and contracts shall provide coverage
18 under those contracts for services performed by a certified nurse practitioner ~~or~~, certified
19 nurse midwife or certified registered nurse anesthetist to a patient who is referred to the
20 certified nurse practitioner ~~or~~, certified nurse midwife or certified registered nurse
21 anesthetist by a primary care provider when those services are within the lawful scope of
22 practice of the certified nurse practitioner ~~or~~, certified nurse midwife or certified
23 registered nurse anesthetist.

24 **2. Required coverage for self-referred services.** With respect to group health
25 insurance policies and contracts that do not require the selection of a primary care
26 provider, an insurer shall provide coverage under those contracts for services performed
27 by a certified nurse practitioner ~~or~~, certified nurse midwife or certified registered nurse
28 anesthetist when those services are covered services and when they are within the lawful
29 scope of practice of the certified nurse practitioner ~~or~~, certified nurse midwife or certified
30 registered nurse anesthetist.

31 **3. Limits; coinsurance; deductibles.** Any contract that provides coverage for
32 services under this section may contain provisions for maximum benefits and coinsurance
33 and reasonable limitations, deductibles and exclusions to the extent that these provisions
34 are not inconsistent with the requirements of this section.

35 **4. Application.** The requirements of this section apply to all group policies,
36 contracts and certificates executed, delivered, issued for delivery, continued or renewed
37 in this State. For purposes of this section, all contracts are deemed to be renewed no later
38 than the next yearly anniversary of the contract date.

39 **Sec. 4. 24-A MRSA §4248**, as amended by PL 2003, c. 517, Pt. B, §28, is further
40 amended to read:

1 **§4248. Coverage for services of certified nurse practitioners; certified nurse**
2 **midwives; certified registered nurse anesthetists**

3 **1. Required coverage for services upon referral of primary care provider.** A
4 health maintenance organization that issues individual and group health care contracts
5 shall provide coverage under those contracts for services performed by a participating
6 certified nurse practitioner or participating certified nurse midwife or participating
7 certified registered nurse anesthetist to a patient who is referred to the participating
8 certified nurse practitioner or participating certified nurse midwife or participating
9 certified registered nurse anesthetist by a primary care provider when those services are
10 within the lawful scope of practice of the participating certified nurse practitioner or
11 participating certified nurse midwife or participating certified registered nurse anesthetist.

12 **2. Required coverage for self-referred services.** With respect to individual and
13 group health care contracts that do not require the selection of a primary care provider, a
14 health maintenance organization shall provide coverage under those contracts for services
15 performed by a participating certified nurse practitioner or participating certified nurse
16 midwife or participating certified registered nurse anesthetist when those services are
17 covered services and when they are within the lawful scope of practice of the
18 participating certified nurse practitioner or participating certified nurse midwife or
19 participating certified registered nurse anesthetist.

20 **3. Limits; coinsurance; deductibles.** Any contract that provides coverage for
21 services under this section may contain provisions for maximum benefits and coinsurance
22 and reasonable limitations, deductibles and exclusions to the extent that these provisions
23 are not inconsistent with the requirements of this section.

24 **4. Application.** The requirements of this section apply to all individual and group
25 policies, contracts and certificates executed, delivered, issued for delivery, continued or
26 renewed in this State. For purposes of this section, all contracts are deemed to be renewed
27 no later than the next yearly anniversary of the contract date.

28 **Sec. 5. Application.** The requirements of this Act apply to all policies, contracts
29 and certificates executed, delivered, issued for delivery, continued or renewed in this
30 State on or after January 1, 2020. For purposes of this Act, all contracts are deemed to be
31 renewed no later than the next yearly anniversary of the contract date.

32 **SUMMARY**

33 This bill requires insurers, health maintenance organizations and nonprofit hospitals
34 or medical service organizations to provide coverage for the services of certified
35 registered nurse anesthetists provided to individuals.