



Maine Trial Lawyers Association

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Senator Bailey
Representative Mathieson
Joint Standing Committee on Health Coverage, Insurance and Financial Services
c/o Legislative Information Office
100 State House Station
Augusta, ME 04333

February 4, 2026

RE: Maine Trial Lawyers Association testimony NFNA on LD 2061 “An Act to Clarify the Prohibition on Paper Billing Statement Fees”

Dear Senator Bailey and Representative Mathieson and members of the Health Coverage, Insurance and Financial Services Committee:

My name is Chris Boots and I live in South Portland. I practice law at Berman & Simmons, a state-wide law firm representing victims in personal injury and medical malpractice cases. I am also a co-chair of the Legislative Committee of the Maine Trial Lawyers Association (“MTLA”). I write today on behalf of MTLA to raise an issue and request clarification of the intended scope of LD 2061.

Comprehensive medical records are an essential part of both personal injury and medical malpractice cases. As a result, lawyers frequently request copies of such records which can be voluminous in serious cases and result in large fees for copies. Fees can sometimes be recovered in successful cases, but attorneys are responsible for covering these fees in other situations, including when they are assessing a case for potential claims and ultimately decide not to move forward. For those reasons, MTLA has engaged with the legislature several times over the cost of reproducing medical records.

While LD 2061 as proposed in the amendment from Senator Bailey seeks to amend the Uniform Electronic Transaction Act and appears to apply to bank records, we think it is prudent to ask for clarification that this amendment is not intended to modify current statute related to medical billing.

Currently, 22 MRS §1711-A provides a limitation on the cost for medical billing records.

We want to ensure there is no confusion in the applicability of LD 2061 and that the current statutory structure and cost limitations contained in Title 22 remain unchanged.

Thank you for your consideration to these issues as you continue to debate LD 2061.

Sincerely,

Chris Boots