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Testimony of the Division of Licensing and Certification
Maine Department of Health and Human Services

Before the Joint Standing Committee on Health and Human Services

Neither for nor against LD 2103, *An Act Requiring Hospitals to Adopt Cybersecurity Plans*

Sponsor: Representative McCabe

Hearing Date: 2/24/2026

Senator Ingwersen, Representative Meyer, and members of the Joint Standing Committee on Health and Human Services. My name is Bill Montejo, and I serve as the Director of the Division of Licensing and Certification (DLC) in the Maine Department of Health and Human Services, and I am here today to testify neither for nor against LD 2103, *An Act Requiring Hospitals to Adopt Cybersecurity Plans*.

While federal regulations require hospitals to develop and exercise emergency plans from an all-hazards approach, this bill will establish a specific requirement for a cybersecurity emergency plan. The bill articulates minimum criteria to be included in the plan, requires that the plan be updated and submitted to the department on an annual basis, and requires the department to develop rules for hospital cybersecurity plans.

Given the increased occurrences of these events, the Department supports the bill's intent and hopes to continue working with the sponsor and stakeholders on amendments to the bill to address recommendations in the following areas:

1. Require the plans to be provided to the Department immediately upon request rather than submitted.
2. Change the requirement for an annual update to an annual review and require that the hospital conduct a post-incident review of any cybersecurity incident that includes an evaluation of the plan's effectiveness or areas that need to be revised/updated, and that the hospital completes the updates to the plan timely.
3. Amend section 2.B(6) to waive the required exercise if the hospital experienced a cybersecurity incident during the year in which it used its cybersecurity plan and conducted a post incident review.

Thank you for your time and attention. I would be happy to answer any questions you may have and to make myself available for questions at the work session.