

02-031
MAINE BUREAU OF INSURANCE
Regulatory Agenda
May 2023

AGENCY UMBRELLA-UNIT NUMBER: **02-031**

AGENCY NAME: **Department of Professional and Financial Regulation, Bureau of Insurance**

RULEMAKING LIAISON: Benjamin Yardley, Senior Staff Attorney, 34 State House Station, Augusta, ME 04333-0034. Tel: (207) 624-8537. E-mail: Benjamin.Yardley@maine.gov

EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA: None

CONSENSUS-BASED RULE DEVELOPMENT: None anticipated

EXPECTED 2022-2023 RULEMAKING ACTIVITY:

Health Insurance:

New Rule: Chapter 820, Explanation of Benefits

STATUTORY BASIS: 24-A M.R.S. §§ 212 and 4303(13)

PURPOSE: to establish the minimum information and standards for explanation of benefits forms used by carriers that offer health plans in Maine

SCHEDULE FOR ADOPTION: Fall 2023

AFFECTED PARTIES: health insurers

Amended Rule: Ch. 835, Dental Insurance Plan Loss Ratio Reporting

STATUTORY AUTHORITY: 24-A M.R.S. §§ 212 and 4319-A

PURPOSE: to establish standards for calculating average loss ratios for plans providing dental care services, reporting dental loss ratios to the Superintendent, and determining dental plan credibility, and to establish a process to determine outlier dental plans.

ANTICIPATED SCHEDULE: Summer 2023

AFFECTED PARTIES: individuals and small businesses buying health insurance, health insurance carriers

New Rule: Chapter 865, Standards for Fertility Coverage

STATUTORY BASIS: 24-A M.R.S. §§ 212 and 4320-U

PURPOSE: to implement the fertility care coverage requirements of 24-A M.R.S. § 4320-U

SCHEDULE FOR ADOPTION: Summer 2023

AFFECTED PARTIES: health insurers

Amended Rule: Chapter 945, Annual Report Supplement for Health Insurers

STATUTORY BASIS: 24-A M.R.S. §§ 212 and 423-D

PURPOSE: to coordinate with the recently developed Supplemental Exhibit filed with Annual Statements as part of the Affordable Care Act data collection efforts

SCHEDULE FOR ADOPTION: Fall 2023

AFFECTED PARTIES: health insurers

Financial Regulation of Insurers:

New Rule: Requirements for Eligibility to Operate a Multiple Employer Welfare Arrangement

STATUTORY BASIS: 24-A M.R.S. §§ 212 and 6616

PURPOSE: to establish standards and procedures for employers to follow to establish and maintain eligibility to operate a multiple employer welfare arrangement in Maine

SCHEDULE FOR ADOPTION: Fall 2023

AFFECTED PARTIES: self-insured employers and stop-loss insurers

Property and Casualty Insurance:

Amended Rule: Chapter 250, Requirements of Eligibility to Self-Insure Workers' Compensation Benefits

STATUTORY BASIS: 24-A M.R.S. § 212 and 39-A M.R.S. § 403

PURPOSE: to update standards and procedures for employers to establish and maintain eligibility to self-insure their Maine workers' compensation risks

SCHEDULE FOR ADOPTION: Fall 2023

AFFECTED PARTIES: employers self-insured for workers' compensation