

People's Veto Referendum

P.L. 2019, c. 274, "An Act To Prevent Discrimination in Public and Private Insurance Coverage for Pregnant Women in Maine"

Do you want to reject the new law that requires state-funded coverage for legal abortion services for MaineCare members and requires private insurance companies that provide coverage for maternity services to also cover legal abortion services, with an exception for religious employers?

Date of Issuance: July 10, 2019

Deadline for Filing with the Secretary of State: September 18, 2019

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					
16.					
17.					
18.					
19.					
20.					
21.					
22.					
23.					
24.					
25.					

CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator _____ Printed Name _____

Signature of Notary _____ Printed Name _____

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality _____ TOTAL VALID _____ TOTAL INVALID _____

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

DATE & TIME PETITION RECEIVED:

Signature of Registrar: _____

Date petition certified: _____

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

<u># INVALID</u>	<u>REASON</u>	<u>SIGNATURE LINES</u>
------------------	---------------	------------------------

--	--	--

--	--	--

S.O.S. STAFF: _____ COMMENTS: _____

Please Turn Over for Legislation and Instructions.

To the Governor of the State of Maine:

In accordance with Section 17 of Article IV, Part Third of the Constitution of the State of Maine, the undersigned electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified, hereby propose to veto Public Law 2019, Chapter 274, "An Act To Prevent Discrimination in Public and Private Insurance Coverage for Pregnant Women in Maine".

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

Sec. 1. 22 MRSA §3196 is enacted to read:

§ 3196. Coverage for non-Medicaid services to MaineCare members

1. Coverage. The department shall provide coverage for abortion services to a MaineCare member.

2. Funding. Abortion services that are not federally approved Medicaid services must be funded by state funds within existing resources.

3. Rulemaking. The department shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. 24 MRSA §2317-B, sub-§20, as amended by PL 2013, c. 575, §3, is further amended to read:

20. Title 24-A, chapters 68 and 68-A. Long-term care insurance, nursing home care insurance and home health care insurance, Title 24-A, chapters 68 and 68-A; and

Sec. 3. 24 MRSA §2317-B, sub-§21, as enacted by PL 2013, c. 575, §4 and affected by §10, is amended to read:

21. Title 24-A, sections 2765-A and 2847-U. The practice of dental hygiene by a dental hygiene therapist, Title 24-A, sections 2765-A and 2847-U; and

Sec. 4. 24 MRSA §2317-B, sub-§22 is enacted to read:

22. Title 24-A, section 4320-M. Coverage for abortion services, Title 24-A, section 4320-M.

Sec. 5. 24-A MRSA §4320-M is enacted to read:

§ 4320-M. Coverage for abortion services

1. Required coverage. A carrier offering a health plan in this State that provides coverage for maternity services shall provide coverage for abortion services for an enrollee in accordance with this section.

2. Limits; deductible; copayment; coinsurance. A health plan that provides coverage for the services required by this section may contain provisions for maximum benefits and coinsurance and reasonable limitations, deductibles and exclusions to the extent that these provisions are not inconsistent with the requirements of this section.

3. Application. Except for a religious employer granted an exclusion as provided in subsection 4, the requirements of this section apply to all policies, contracts and certificates executed, delivered, issued for delivery, continued or renewed in this State. For purposes of this section, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

4. Exclusion for religious employer. A religious employer may request and a carrier shall grant an exclusion under the policy or contract for the coverage required by this section if the required coverage conflicts with the religious employer's bona fide

religious beliefs and practices. A religious employer that obtains an exclusion under this subsection shall provide prospective enrollees and those individuals insured under its policy written notice of the exclusion. This section may not be construed as authorizing a carrier to exclude coverage for abortion services that are necessary to preserve the life or health of a covered enrollee. For the purposes of this section, "religious employer" means an employer that is a church, a convention or association of churches or an elementary or secondary school that is controlled, operated or principally supported by a church or by a convention or association of churches as defined in 26 United States Code, Section 3121(w)(3)(A) and that qualifies as a tax-exempt organization under 26 United States Code, Section 501(c)(3).

5. Protection of federal funds. If the superintendent determines enforcement of this section may adversely affect the allocation of federal funds to the State, the superintendent may grant an exemption from the requirements of this section, but only to the minimum extent necessary to ensure the continued receipt of federal funds.

Sec. 6. Rules. The Department of Health and Human Services shall adopt the rules required by the Maine Revised Statutes, Title 22, section 3196 by March 1, 2020.

Sec. 7. Emergency rules. The Department of Health and Human Services may adopt emergency rules under the Maine Revised Statutes, Title 5, section 8054 as necessary to implement Title 22, section 3196 without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or general welfare.

Sec. 8. Exemption from review. Notwithstanding the Maine Revised Statutes, Title 24-A, section 2752, that section of this Act that enacts Title 24-A, section 4320-M is enacted without review and evaluation by the Department of Professional and Financial Regulation, Bureau of Insurance.

Sec. 9. Application. That section of this Act that enacts the Maine Revised Statutes, Title 24-A, section 4320-M applies to all policies, contracts and certificates executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2020. For purposes of this Act, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

Sec. 10. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Appropriates funds to provide coverage to MaineCare members for legal abortion services.

GENERAL FUND	2019-20	2020-21
All Other	\$125,281	\$375,843
GENERAL FUND TOTAL	\$125,281	\$375,843

Office of MaineCare Services 0129

Initiative: Appropriates one-time funds for oversight, development and testing of technology changes.

GENERAL FUND	2019-20	2020-21
All Other	\$102,265	\$0
GENERAL FUND TOTAL	\$102,265	\$0

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2019-20	2020-21
GENERAL FUND	\$227,546	\$375,843
DEPARTMENT TOTAL - ALL FUNDS	\$227,546	\$375,843

INSTRUCTIONS FOR CIRCULATION

PETITIONER – MUST:
 • BE A MAINE REGISTERED VOTER
 • SIGN NAME AS IT APPEARS ON THE VOTING LIST
 • SIGN ONLY ONCE
 • **NOT** SIGN ANOTHER'S NAME
 • PRINT NAME; DATE OF SIGNING; STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR)

PETITION CIRCULATOR – MUST:
 • BE A MAINE RESIDENT & REGISTERED VOTER
 • COMPLETE THE CIRCULATOR'S VERIFICATION
 • TAKE THE OATH BEFORE A NOTARY PUBLIC PRIOR TO SUBMISSION OF PETITIONS TO REGISTRAR
 • **NOT** COLLECT SIGNATURES AFTER TAKING OATH

WARNING: MAKING A FALSE STATEMENT BY THE CIRCULATOR, SIGNING A PETITION WITH THE NAME OF ANOTHER, OR SIGNING A NAME MORE THAN ONCE ON THESE PETITIONS IS A CLASS E CRIME.

REGISTRAR – MUST:
 • DATE AND TIME STAMP PETITION INDICATING WHEN IT IS RECEIVED
 • COMPLETE THE "REGISTRAR USE ONLY" SPACE USING THE CODES DESCRIBED IN THE BOX TO THE RIGHT

• COMPLETE AND SIGN THE CERTIFICATION BY INDICATING WHICH NAMES ON THE PETITION APPEAR ON THAT MUNICIPALITY'S VOTING LIST

NOTE: IF THE SIGNATURE ALONE SUFFICIENTLY IDENTIFIES THE VOTER, IT SHOULD BE ACCEPTED

CERTIFICATION CODE FOR VALID SIGNATURES:

✓ INDIVIDUAL SIGNING PETITION IS A REGISTERED VOTER

THE MOST COMMON REASONS FOR REJECTION OF SIGNATURES OR PETITIONS (WITH APPLICABLE CODES) ARE AS FOLLOWS:

OF INDIVIDUAL SIGNATURES

DUP INDIVIDUAL PREVIOUSLY SIGNED THE PETITION (DUPLICATE NAME)
NR INDIVIDUAL IS NOT A REGISTERED VOTER
DATE INDIVIDUAL SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION
ANO INDIVIDUAL'S SIGNATURE MADE BY ANOTHER PERSON
SIG INDIVIDUAL DID NOT SIGN THE PETITION (PRINTED NAME ONLY)

OF ENTIRE PETITIONS

CERT THE REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR IS NOT SIGNED
ALT INFORMATION WRITTEN ON THE PETITION HAS BEEN ALTERED IN A MATERIAL WAY
OATH THE CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR IS NOT SIGNED
OATH THE CIRCULATOR DID NOT TAKE THE OATH BEFORE A VALID NOTARY PUBLIC
OATH THE NOTARY DID NOT COMPLETE OR SIGN THE NOTARIZATION
OWN THE NOTARY IS AN IMMEDIATE FAMILY MEMBER OF THE CIRCULATOR
FORM THE PETITION IS NOT IN THE FORM APPROVED BY THE SECRETARY OF STATE (e.g. PAGES MISSING, DAMAGED OR OUT OF ORDER, ETC.)